

111TH CONGRESS
1ST SESSION

S. 1392

AN ACT

To authorize appropriations for fiscal year 2010 for military construction, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Military Construction
3 Authorization Act for Fiscal Year 2010”.

4 **SEC. 2. TABLE OF CONTENTS.**

5 The table of contents for this Act is as follows:

- Sec. 1. Short title.
- Sec. 2. Table of contents.
- Sec. 3. Congressional defense committees.

DIVISION B—MILITARY CONSTRUCTION AUTHORIZATIONS

- Sec. 2001. Short title.
- Sec. 2002. Expiration of authorizations and amounts required to be specified
by law.
- Sec. 2003. Effective date.
- Sec. 2004. Funding tables.
- Sec. 2005. Technical corrections regarding certain military construction
projects, New Mexico.

TITLE XXI—ARMY

- Sec. 2101. Authorized Army construction and land acquisition projects.
- Sec. 2102. Family housing.
- Sec. 2103. Improvements to military family housing units.
- Sec. 2104. Authorization of appropriations, Army.
- Sec. 2105. Extension of authorizations of certain fiscal year 2006 projects.

TITLE XXII—NAVY

- Sec. 2201. Authorized Navy construction and land acquisition projects.
- Sec. 2202. Family housing.
- Sec. 2203. Improvements to military family housing units.
- Sec. 2204. Authorization of appropriations, Navy.
- Sec. 2205. Modification and extension of authority to carry out certain fiscal
year 2006 project.

TITLE XXIII—AIR FORCE

- Sec. 2301. Authorized Air Force construction and land acquisition projects.
- Sec. 2302. Family housing.
- Sec. 2303. Improvements to military family housing units.
- Sec. 2304. Authorization of appropriations, Air Force.
- Sec. 2305. Extension of authorizations of certain fiscal year 2007 projects.
- Sec. 2306. Extension of authorizations of certain fiscal year 2006 projects.
- Sec. 2307. Temporary prohibition on use of funds for military construction im-
provements, Palanquero Air Base, Colombia.
- Sec. 2308. Conveyance to Indian tribes of certain housing units.

TITLE XXIV—DEFENSE AGENCIES

Subtitle A—Defense Agency Authorizations

- Sec. 2401. Authorized Defense Agencies construction and land acquisition projects.
- Sec. 2402. Family housing.
- Sec. 2403. Energy conservation projects.
- Sec. 2404. Authorization of appropriations, Defense Agencies.
- Sec. 2405. Modification of authority to carry out certain fiscal year 2008 project.
- Sec. 2406. Modification of authority to carry out certain fiscal year 2009 project.
- Sec. 2407. Extension of authorizations of certain fiscal year 2007 project.

Subtitle B—Chemical Demilitarization Authorizations

- Sec. 2411. Authorization of appropriations, chemical demilitarization construction, Defense-wide.

TITLE XXV—NORTH ATLANTIC TREATY ORGANIZATION SECURITY INVESTMENT PROGRAM

- Sec. 2501. Authorized NATO construction and land acquisition projects.
- Sec. 2502. Authorization of appropriations, NATO.

TITLE XXVI—GUARD AND RESERVE FORCES FACILITIES

- Sec. 2601. Authorized Army National Guard construction and land acquisition projects.
- Sec. 2602. Authorized Army Reserve construction and land acquisition projects.
- Sec. 2603. Authorized Navy Reserve and Marine Corps Reserve construction and land acquisition projects.
- Sec. 2604. Authorized Air National Guard construction and land acquisition projects.
- Sec. 2605. Authorized Air Force Reserve construction and land acquisition projects.
- Sec. 2606. Authorization of appropriations, Guard and Reserve.
- Sec. 2607. Extension of authorizations of certain fiscal year 2007 projects.
- Sec. 2608. Extension of authorizations of certain fiscal year 2006 project.

TITLE XXVII—BASE CLOSURE AND REALIGNMENT ACTIVITIES

- Sec. 2701. Authorization of appropriations for base closure and realignment activities funded through Department of Defense Base Closure Account 1990.
- Sec. 2702. Authorized base closure and realignment activities funded through Department of Defense Base Closure Account 2005.
- Sec. 2703. Authorization of appropriations for base closure and realignment activities funded through Department of Defense Base Closure Account 2005.
- Sec. 2704. Report on global defense posture realignment and interagency review.
- Sec. 2705. Sense of the Senate on need for community assistance related to base closures and realignments and force repositioning.
- Sec. 2706. Relocation of certain Army Reserve units in Connecticut.
- Sec. 2707. Authority to construct previously authorized Armed Forces Reserve Center in vicinity of specified location at Pease Air National Guard Base, New Hampshire.
- Sec. 2708. Requirement for master plan to provide world class military medical facilities in the National Capital Region.

TITLE XXVIII—MILITARY CONSTRUCTION GENERAL PROVISIONS

Sec. 2801. Military construction and land acquisition projects authorized by American Recovery and Reinvestment Act of 2009.

Subtitle A—Military Construction Program and Military Family Housing Changes

Sec. 2811. Extension of authority to use operation and maintenance funds for construction projects inside the United States Central Command and United States Africa Command areas of responsibility.

Sec. 2812. Modification of authority for scope of work variations.

Sec. 2813. Modification of conveyance authority at military installations.

Sec. 2814. Two-year extension of authority for pilot projects for acquisition or construction of military unaccompanied housing.

Subtitle B—Energy Security

Sec. 2821. Report on Department of Defense efforts toward installation of solar panels and other renewable energy projects on military installations.

Subtitle C—Land Conveyances

Sec. 2831. Land conveyance, Naval Air Station Oceana, Virginia.

Sec. 2832. Release of reversionary interest.

Sec. 2833. Land conveyance, Ellsworth Air Force Base, South Dakota.

Sec. 2834. Land conveyance, F.E. Warren Air Force Base, Cheyenne, Wyoming.

Sec. 2835. Land conveyance, Lackland Air Force Base, Texas.

Sec. 2836. Land conveyance, Haines Tank Farm, Haines, Alaska.

Sec. 2837. Land conveyances of certain parcels in the Camp Catlin and Ohana Nui areas, Pearl Harbor, Hawaii.

Subtitle D—Other Matters

Sec. 2841. Expansion of First Sergeants Barracks Initiative.

TITLE XXIX—OVERSEAS CONTINGENCY OPERATIONS MILITARY CONSTRUCTION AUTHORIZATIONS

Sec. 2901. Authorized Army construction and land acquisition projects.

Sec. 2902. Authorized Air Force construction and land acquisition projects.

1 SEC. 3. CONGRESSIONAL DEFENSE COMMITTEES.

2 For purposes of this Act, the term “congressional de-
 3 fense committees” has the meaning given that term in sec-
 4 tion 101(a)(16) of title 10, United States Code.

1 **DIVISION B—MILITARY CON-**
2 **STRUCTION AUTHORIZA-**
3 **TIONS**

4 **SEC. 2001. SHORT TITLE.**

5 This division may be cited as the “Military Construc-
6 tion Authorization Act for Fiscal Year 2010”.

7 **SEC. 2002. EXPIRATION OF AUTHORIZATIONS AND**
8 **AMOUNTS REQUIRED TO BE SPECIFIED BY**
9 **LAW.**

10 (a) EXPIRATION OF AUTHORIZATIONS AFTER THREE
11 YEARS.—Except as provided in subsection (b), all author-
12 izations contained in titles XXI through XXVII for mili-
13 tary construction projects, land acquisition, family housing
14 projects and facilities, and contributions to the North At-
15 lantic Treaty Organization Security Investment Program
16 (and authorizations of appropriations therefor) shall ex-
17 pire on the later of—

18 (1) October 1, 2012; or

19 (2) the date of the enactment of an Act author-
20 izing funds for military construction for fiscal year
21 2013.

22 (b) EXCEPTION.—Subsection (a) shall not apply to
23 authorizations for military construction projects, land ac-
24 quisition, family housing projects and facilities, and con-
25 tributions to the North Atlantic Treaty Organization Se-

1 curity Investment Program (and authorizations of appro-
 2 priations therefor), for which appropriated funds have
 3 been obligated before the later of—

4 (1) October 1, 2012; or

5 (2) the date of the enactment of an Act author-
 6 izing funds for fiscal year 2013 for military con-
 7 struction projects, land acquisition, family housing
 8 projects and facilities, or contributions to the North
 9 Atlantic Treaty Organization Security Investment
 10 Program.

11 **SEC. 2003. EFFECTIVE DATE.**

12 Titles XXI through XXVII shall take effect on the
 13 later of—

14 (1) October 1, 2009; or

15 (2) the date of the enactment of this Act.

16 **SEC. 2004. FUNDING TABLES.**

17 (a) IN GENERAL.—The amounts authorized to be ap-
 18 propriated by sections 2104, 2204, 2304, 2404, 2411,
 19 2502, and 2606 shall be available, in accordance with the
 20 requirements of section 4001, for projects, programs, and
 21 activities, and in the amounts, specified in the funding
 22 table in section 4501.

23 (b) BASE CLOSURE AND REALIGNMENT ACTIVI-
 24 TIES.—The amounts authorized to be appropriated by sec-
 25 tion 2703 shall be available, in accordance with the re-

1 quirements of section 4001, for projects, programs, and
 2 activities, and in the amounts, specified in the funding
 3 table in section 4502.

4 (c) PROJECTS FUNDED BY AMERICAN RECOVERY
 5 AND REINVESTMENT ACT OF 2009.—The amounts au-
 6 thorized by section 2801 shall be available, in accordance
 7 with the requirements of section 4001, for projects, pro-
 8 grams, and activities, and in the amounts, specified in the
 9 funding table in section 4503.

10 (d) OVERSEAS CONTINGENCY OPERATIONS.—The
 11 amounts authorized to be appropriated by sections 2901
 12 and 2902 shall be available, in accordance with the re-
 13 quirements of section 4001, for projects, programs, and
 14 activities, and in the amounts, specified in the funding
 15 table in section 4504.

16 **SEC. 2005. TECHNICAL CORRECTIONS REGARDING CER-**
 17 **TAIN MILITARY CONSTRUCTION PROJECTS,**
 18 **NEW MEXICO.**

19 Notwithstanding the table in section 4501, the
 20 amounts available for the following projects at the fol-
 21 lowing installations shall be as follows:

Air Force: Inside the United States

State	Installation	Project Title	Senate Au- thorized Amount
New Mexico ..	Holloman Air Force Base	Fire-Crash Rescue Station	\$0

Special Operations Command

State	Installation	Project Title	Senate Authorized Amount
New Mexico ..	Cannon Air Force Base	SOF AC 130 Loadout Apron Phase 1	\$6,000,000

TITLE XXI—ARMY**SEC. 2101. AUTHORIZED ARMY CONSTRUCTION AND LAND****ACQUISITION PROJECTS.**

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(1), the Secretary of the Army may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

Army: Inside the United States

State	Installation or Location	Amount
Alaska	Fort Richardson	\$56,050,000
	Fort Wainwright	\$198,000,000
Alabama	Redstone Arsenal	\$3,550,000
Arizona	Fort Huachuca	\$21,000,000
Arkansas	Pine Bluff Arsenal	\$25,000,000
California	Fort Irwin	\$9,500,000
Colorado	Fort Carson	\$233,400,000
Florida	Eglin Air Force Base	\$132,800,000
Georgia	Fort Benning	\$295,300,000
	Fort Gillem	\$10,800,000
	Fort Stewart/Hunter Army Air Field	\$105,967,000
Hawaii	Schofield Barracks	\$184,000,000
	Wheeler Army Air Field	\$7,500,000
Kansas	Fort Riley	\$168,500,000
Kentucky	Fort Knox	\$70,000,000
Louisiana	Fort Polk	\$49,000,000
Maryland	Aberdeen Proving Ground	\$15,500,000
	Fort Detrick	\$39,000,000
Missouri	Fort Leonard Wood	\$163,000,000
New York	Fort Drum	\$84,500,000
North Carolina	Fort Bragg	\$113,650,000
	Sunny Point (Military Ocean Terminal)	\$28,900,000
Oklahoma	Fort Sill	\$90,500,000
	McAlester Army Ammunition Plant	\$12,500,000
South Carolina	Fort Jackson	\$103,500,000
	Naval Weapons Station, Charleston	\$21,800,000

Army: Inside the United States—Continued

State	Installation or Location	Amount
Texas	Fort Bliss	\$219,400,000
	Fort Hood	\$32,100,000
	Fort Sam Houston	\$19,800,000
Utah	Dugway Proving Ground	\$25,000,000
Virginia	Fort A.P. Hill	\$23,000,000
	Fort Belvoir	\$17,900,000
	Fort Eustis	\$8,900,000
Washington	Fort Lewis	\$9,700,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts
2 appropriated pursuant to the authorization of appropria-
3 tions in section 2104(a)(2), the Secretary of the Army
4 may acquire real property and carry out military construc-
5 tion projects for the installations or locations outside the
6 United States, and in the amounts, set forth in the fol-
7 lowing table:

Army: Outside the United States

Country	Installation or Location	Amount
Afghanistan	Bagram Airfield	\$106,600,000
Germany	Ansbach	\$31,700,000
	Kleber Kaserne	\$20,000,000
Japan	Okinawa	\$6,000,000
	Sagamihara	\$6,000,000
Korea	Camp Humphreys	\$50,200,000
Kuwait	Camp Arifjan	\$82,000,000

8 SEC. 2102. FAMILY HOUSING.

9 (a) CONSTRUCTION AND ACQUISITION.—Using
10 amounts appropriated pursuant to the authorization of ap-
11 propriations in section 2104(a)(5)(A), the Secretary of the
12 Army may construct or acquire family housing units (in-
13 cluding land acquisition and supporting facilities) at the
14 installations or locations, in the number of units, and in
15 the amounts set forth in the following table:

Army: Family Housing

Country	Installation or Location	Units	Amount
Germany	Baumholder	38	\$18,000,000

1 (b) PLANNING AND DESIGN.—Using amounts appro-
2 priated pursuant to the authorization of appropriations in
3 section 2104(a)(5)(A), the Secretary of the Army may
4 carry out architectural and engineering services and con-
5 struction design activities with respect to the construction
6 or improvement of family housing units in an amount not
7 to exceed \$3,936,000.

8 **SEC. 2103. IMPROVEMENTS TO MILITARY FAMILY HOUSING**
9 **UNITS.**

10 Subject to section 2825 of title 10, United States
11 Code, and using amounts appropriated pursuant to the
12 authorization of appropriations in section 2104(a)(5)(A),
13 the Secretary of the Army may improve existing military
14 family housing units in an amount not to exceed
15 \$219,300,000.

16 **SEC. 2104. AUTHORIZATION OF APPROPRIATIONS, ARMY.**

17 (a) IN GENERAL.—Funds are hereby authorized to
18 be appropriated for fiscal years beginning after September
19 30, 2009, for military construction, land acquisition, and
20 military family housing functions of the Department of the
21 Army in the total amount of \$4,262,800,000 as follows:

1 (1) For military construction projects inside the
2 United States authorized by section 2101(a),
3 \$2,619,217,000.

4 (2) For military construction projects outside
5 the United States authorized by section 2101(b),
6 \$302,500,000.

7 (3) For unspecified minor military construction
8 projects authorized by section 2805 of title 10,
9 United States Code, \$23,000,000.

10 (4) For architectural and engineering services
11 and construction design under section 2807 of title
12 10, United States Code, \$178,029,000.

13 (5) For military family housing functions:

14 (A) For construction and acquisition, plan-
15 ning and design, and improvement of military
16 family housing and facilities, \$241,236,000.

17 (B) For support of military family housing
18 (including the functions described in section
19 2833 of title 10, United States Code),
20 \$523,418,000.

21 (6) For the construction of increment 4 of a
22 brigade complex at Fort Lewis, Washington, author-
23 ized by section 2101(a) of the Military Construction
24 Authorization Act for Fiscal Year 2007 (division B
25 of Public Law 109–364; 120 Stat. 2445), as amend-

1 ed by section 20814 of the Continuing Appropria-
2 tions Resolution, 2007 (division B of Public Law
3 109–289), as added by section 2 of the Revised Con-
4 tinuing Resolution, 2007 (Public Law 110–5; 121
5 Stat 41), \$102,000,000.

6 (7) For the construction of increment 3 of a
7 brigade complex operational support facility at
8 Vicenza, Italy, authorized by section 2101(b) of the
9 Military Construction Authorization Act for Fiscal
10 Year 2008 (division B of Public Law 110–181; 122
11 Stat. 505), \$23,500,000.

12 (8) For the construction of increment 3 of a
13 brigade complex barracks and community support
14 facility at Vicenza, Italy, authorized by section
15 2101(b) of the Military Construction Authorization
16 Act for Fiscal Year 2008 (division B of Public Law
17 110–181; 122 Stat. 505), \$22,500,000.

18 (9) For the construction of increment 3 of the
19 United States Southern Command Headquarters at
20 Miami Doral, Florida, authorized by section 2101(a)
21 of the Military Construction Authorization Act for
22 Fiscal Year 2008 (division B of Public Law 110–
23 181; 122 Stat. 504), \$55,400,000.

24 (10) For the construction of increment 2 of a
25 barracks and dining complex at Fort Carson, Colo-

1 rado, authorized by section 2101(a) of the Military
2 Construction Authorization Act for Fiscal Year 2009
3 (division B of Public Law 110–417; 122 Stat.
4 4659), \$60,000,000.

5 (11) For the construction of increment 2 of a
6 barracks and dining complex at Fort Stewart/Hun-
7 ter Army Air Field, Georgia, authorized by section
8 2101(a) of the Military Construction Authorization
9 Act for Fiscal Year 2009 (division B of Public Law
10 110–417; 122 Stat. 4659), \$80,000,000.

11 (12) For the construction of increment 2 of the
12 family housing replacement construction at Wies-
13 baden Air Base, Germany, authorized by section
14 2102(a) of the Military Construction Authorization
15 Act for Fiscal Year 2009 (division B of Public Law
16 110–417; 122 Stat. 4663), \$10,000,000.

17 (13) For the construction of increment 2 of the
18 family housing replacement construction at Wies-
19 baden Air Base, Germany, authorized by section
20 2102(a) of the Military Construction Authorization
21 Act for Fiscal Year 2009 (division B of Public Law
22 110–417; 122 Stat. 4663), \$11,000,000.

23 (14) For the construction of increment 2 of the
24 family housing replacement construction at Wies-
25 baden Air Base, Germany, authorized by section

1 2102(a) of the Military Construction Authorization
2 Act for Fiscal Year 2009 (division B of Public Law
3 110–417; 122 Stat. 4663), \$11,000,000.

4 (b) LIMITATION ON TOTAL COST OF CONSTRUCTION
5 PROJECTS.—Notwithstanding the cost variations author-
6 ized by section 2853 of title 10, United States Code, and
7 any other cost variation authorized by law, the total cost
8 of all projects carried out under section 2101 of this Act
9 may not exceed the sum of the following:

10 (1) The total amount authorized to be appro-
11 priated under paragraphs (1) and (2) of subsection
12 (a).

13 (2) \$25,000,000 (the balance of the amount au-
14 thorized under section 2101(b) of the Military Con-
15 struction Authorization Act for Fiscal Year 2008
16 (division B of Public Law 110–181; 122 Stat. 505)
17 for construction of a brigade complex operations
18 support facility at Vicenza, Italy.

19 (3) \$26,000,000 (the balance of the amount au-
20 thorized under section 2101(b) of the Military Con-
21 struction Authorization Act for Fiscal Year 2008
22 (division B of Public Law 110–181; 122 Stat. 505)
23 for construction of a brigade complex operations
24 support facility at Vicenza, Italy.

1 **SEC. 2105. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
2 **FISCAL YEAR 2006 PROJECTS.**

3 (a) EXTENSION.—Notwithstanding section 2701 of
4 the Military Construction Authorization Act for Fiscal
5 Year 2006 (division B of Public Law 109–163; 119 Stat.
6 3501), the authorizations set forth in the table in sub-
7 section (b), as provided in section 2101 of that Act (119
8 Stat. 3485), shall remain in effect until October 1, 2010,
9 or the date of the enactment of an Act authorizing funds
10 for military construction for fiscal year 2011, whichever
11 is later.

12 (b) TABLE.—The table referred to in subsection (a)
13 is as follows:

Army: Extension of 2006 Project Authorizations

State/Country	Installation or Location	Project	Amount
Hawaii	Pohakuloa Training Area.	Tactical Vehicle Wash Facility ..	\$9,207,000
	Pohakuloa Training Area.	Battle Area Complex	\$33,660,000

14 **TITLE XXII—NAVY**

15 **SEC. 2201. AUTHORIZED NAVY CONSTRUCTION AND LAND**
16 **ACQUISITION PROJECTS.**

17 (a) INSIDE THE UNITED STATES.—Using amounts
18 appropriated pursuant to the authorization of appropria-
19 tions in section 2204(a)(1), the Secretary of the Navy may
20 acquire real property and carry out military construction
21 projects for the installations or locations inside the United

1 States, and in the amounts, set forth in the following
2 table:

Inside the United States

State	Installation or Location	Amount
Arizona	Marine Corps Air Station, Yuma	\$28,770,000
California	Mountain Warfare Training Center, Bridgeport.	\$4,460,000
	Edwards Air Force Base	\$3,007,000
	Marine Corps Air Station, Miramar	\$9,280,000
	Marine Corps Base, Pendleton	\$775,162,000
	Naval Base Point Loma	\$8,730,000
	Marine Corps Recruit Depot, San Diego ...	\$23,590,000
	Marine Air Ground Combat Center Twentynine Palms.	\$513,680,000
Florida	Marine Corps Support Facility, Blount Is- land.	\$3,760,000
	Eglin Air Force Base	\$50,847,000
	Naval Air Station, Jacksonville	\$5,917,000
	Naval Air Station, Whiting Field	\$4,120,000
	Naval Station, Mayport	\$75,985,000
	Pensacola	\$26,161,000
Hawaii	Naval Station Pearl Harbor	\$65,542,000
	Marine Corps Base, Hawaii	\$5,380,000
Indiana	Naval Support Activity Crane	\$13,710,000
Maine	Portsmouth Naval Shipyard	\$7,100,000
Nevada	Naval Air Station Fallon	\$11,450,000
North Carolina	Marine Corps Air Station, Cherry Point	\$22,960,000
	Marine Corps Air Station, New River	\$107,090,000
	Marine Corps Base, Camp Lejeune	\$673,570,000
Rhode Island	Naval Station, Newport	\$56,353,000
South Carolina	Marine Corps Air Station, Beaufort	\$1,280,000
	Marine Corps Recruit Depot, Parris Island	\$6,972,000
Texas	Naval Air Station, Corpus Christi	\$19,764,000
Virginia	Dahlgren	\$3,660,000
	Marine Corps Base, Quantico	\$105,240,000
	Naval Amphibious Base, Little Creek	\$13,095,000
	Naval Station, Norfolk	\$18,139,000
	Norfolk Naval Shipyard	\$226,969,000
Washington	Bremerton	\$69,064,000
	Spokane	\$12,707,000
West Virginia	Naval Security Group, Sugar Grove	\$9,650,000

3 (b) OUTSIDE THE UNITED STATES.—Using amounts
4 appropriated pursuant to the authorization of appropria-
5 tions in section 2204(a)(2), the Secretary of the Navy may
6 acquire real property and carry out military construction
7 projects for the installation or location outside the United
8 States, and in the amounts, set forth in the following
9 table:

Navy: Outside the United States

Country	Installation or Location	Amount
Bahrain	Southwest Asia	\$41,526,000
Djibouti	Djibouti	\$41,845,000
Guam	Naval Activities, Guam	\$286,829,000
Spain	Naval Station, Rota	\$26,278,000

1 SEC. 2202. FAMILY HOUSING.

2 (a) CONSTRUCTION AND ACQUISITION.—Using
3 amounts appropriated pursuant to the authorization of ap-
4 propriations in section 2204(a)(5)(A), the Secretary of the
5 Navy may construct or acquire family housing units (in-
6 cluding land acquisition and supporting facilities) at the
7 installations or locations, in the number of units, and in
8 the amounts set forth in the following table:

Navy: Family Housing

Location	Installation or Location	Units	Amount
Korea	Pusan	Welcome center/ ware- house.	\$4,376,000
Mariana Is- lands.	Naval Activities, Guam	30	\$20,730,000

9 (b) PLANNING AND DESIGN.—Using amounts appro-
10 priated pursuant to the authorization of appropriations in
11 section 2204(a)(5)(A), the Secretary of the Navy may
12 carry out architectural and engineering services and con-
13 struction design activities with respect to the construction
14 or improvement of family housing units in an amount not
15 to exceed \$2,771,000.

1 **SEC. 2203. IMPROVEMENTS TO MILITARY FAMILY HOUSING**
2 **UNITS.**

3 Subject to section 2825 of title 10, United States
4 Code, and using amounts appropriated pursuant to the
5 authorization of appropriations in section 2204(a)(5)(A),
6 the Secretary of the Navy may improve existing military
7 family housing units in an amount not to exceed
8 \$118,692,000.

9 **SEC. 2204. AUTHORIZATION OF APPROPRIATIONS, NAVY.**

10 (a) IN GENERAL.—Funds are hereby authorized to
11 be appropriated for fiscal years beginning after September
12 30, 2009, for military construction, land acquisition, and
13 military family housing functions of the Department of the
14 Navy in the total amount of \$4,053,880,000, as follows:

15 (1) For military construction projects inside the
16 United States authorized by section 2201(a),
17 \$2,756,105,000.

18 (2) For military construction projects outside
19 the United States authorized by section 2201(b),
20 \$229,445,000.

21 (3) For unspecified minor military construction
22 projects authorized by section 2805 of title 10,
23 United States Code, \$12,483,000.

24 (4) For architectural and engineering services
25 and construction design under section 2807 of title
26 10, United States Code, \$166,896,000.

1 (5) For military family housing functions:

2 (A) For construction and acquisition, plan-
3 ning and design, and improvement of military
4 family housing and facilities, \$146,569,000.

5 (B) For support of military family housing
6 (including functions described in section 2833
7 of title 10, United States Code), \$368,540,000.

8 (6) For the construction of increment 3 of a
9 submarine drive-in magnetic silencing facility at
10 Naval Base Pearl Harbor, Hawaii, authorized by
11 section 2201(a) of the Military Construction Author-
12 ization Act for Fiscal Year 2008 (division B of Pub-
13 lic Law 110–181; 122 Stat. 510), \$8,645,000.

14 (7) For the construction of increment 6 of the
15 limited area production and storage complex at Ban-
16 gor, Washington, authorized by section 2201(a) of
17 the Military Construction Authorization Act for Fis-
18 cal Year 2005 (division B of Public Law 108–375;
19 118 Stat. 2106), \$87,292,000.

20 (8) For the construction of increment 2 of en-
21 clave fencing at Naval Submarine Base, Bangor,
22 Washington, authorized by section 2201(a) of the
23 Military Construction Authorization Act for Fiscal
24 Year 2006 (division B of Public Law 109–163; 119

Stat. 3490), as amended by section 2205 of this Act,
\$67,419,000.

(9) For the construction of the first increment
of a ship repair pier replacement at Norfolk Naval
Shipyard, Virginia, authorized by section 2201(a),
\$126,969,000.

(10) For the construction of the first increment
of a wharves improvement, Apra Harbor, Guam, au-
thorized by section 2201(b), \$83,517,000.

(b) LIMITATION ON TOTAL COST OF CONSTRUCTION
PROJECTS.—Notwithstanding the cost variations author-
ized by section 2853 of title 10, United States Code, and
any other cost variation authorized by law, the total cost
of all projects carried out under section 2201 of this Act
may not exceed the sum of the following:

(1) The total amount authorized to be appro-
priated under paragraphs (1) and (2) of subsection
(a).

(2) \$100,000,000 (the balance of the amount
authorized under section 2202(a) for Ship Repair
Pier Replacement at the Norfolk Naval Shipyard,
Virginia).

(3) \$83,516,000 (the balance of the amount of
\$167,033,000 authorized under section 2202(b) for
wharves improvements, Apra Harbor, Guam).

1 **SEC. 2205. MODIFICATION AND EXTENSION OF AUTHORITY**
2 **TO CARRY OUT CERTAIN FISCAL YEAR 2006**
3 **PROJECT.**

4 (a) MODIFICATION.—The table in section 2201(a) of
5 the Military Construction Authorization Act for Fiscal
6 Year 2006 (division B of Public Law 109–163; 119 Stat.
7 3490) is amended in the item relating to Naval Submarine
8 Base, Bangor, Washington, by striking “\$60,160,000”
9 and inserting “\$127,163,000”.

10 (b) CONFORMING AMENDMENT.—Section 2204(b) of
11 that Act (119 Stat. 3492) is amended by adding at the
12 end the following new subparagraph:

13 “(11) \$67,003,000 (the balance of the amount
14 authorized under section 2201(a) for construction of
15 a waterfront security enclave at Naval Submarine
16 Base, Bangor, Washington).”.

17 (c) EXTENSION.—Notwithstanding section 2701 of
18 the Military Construction Authorization Act for Fiscal
19 Year 2006 (division B of Public Law 109–163; 119 Stat.
20 3501), the authorization relating to enclave fencing/park-
21 ing at Naval Submarine Base, Bangor, Washington (for-
22 merly referred to as a project at Naval Submarine Base,
23 Bangor, Washington), as provided in section 2201 of that
24 Act, shall remain in effect until October 1, 2012, or the
25 date of an Act authorizing funds for military construction
26 for fiscal year 2013, whichever is later.

TITLE XXIII—AIR FORCE

SEC. 2301. AUTHORIZED AIR FORCE CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(1), the Secretary of the Air Force may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

Air Force: Inside the United States

State	Installation or Location	Amount
Alaska	Clear Air Force Station	\$24,300,000
	Eielson Air Force Base	\$13,350,000
	Elmendorf Air Force Base	\$15,700,000
Arizona	Davis-Monthan Air Force Base	\$41,900,000
Arkansas	Little Rock Air Force Base	\$16,200,000
California	Travis Air Force Base	\$6,900,000
	Vandenberg Air Force Base	\$13,000,000
	Peterson Air Force Base	\$25,100,000
Colorado	United States Air Force Academy	\$17,500,000
Delaware	Dover Air Force Base	\$24,900,000
Florida	Eglin Air Force Base	\$59,800,000
	Hurlburt Field	\$10,500,000
	MacDill Air Force Base	\$38,300,000
	Patrick Air Force Base	\$8,400,000
	Moody Air Force Base	\$8,900,000
Georgia	Wheeler Air Force Base	\$15,000,000
Hawaii	Mountain Home Air Force Base ..	\$20,000,000
Idaho	Scott Air Force Base	\$7,400,000
Illinois	Barksdale Air Force Base	\$12,800,000
Louisiana	Andrews Air Force Base	\$9,300,000
Maryland	Offutt Air Force Base	\$10,400,000
Nebraska	Creech Air Force Base	\$2,700,000
Nevada	Cannon Air Force Base	\$15,000,000
	Holloman Air Force Base	\$15,500,000
	Pope Air Force Base	\$7,700,000
North Carolina	Grand Forks Air Force Base	\$12,000,000
North Dakota	Minot Air Force Base	\$11,500,000
	Wright-Patterson Air Force Base	\$58,600,000
	Altus Air Force Base	\$20,300,000
Ohio	Tinker Air Force Base	\$13,037,000
Oklahoma	Vance Air Force Base	\$10,700,000
	Ellsworth Air Force Base	\$14,500,000
	Dyess Air Force Base	\$4,500,000
South Dakota	Goodfellow Air Force Base	\$44,400,000
	Lackland Air Force Base	\$113,879,000
	Sheppard Air Force Base	\$11,600,000

Air Force: Inside the United States—Continued

State	Installation or Location	Amount
Utah	Hill Air Force Base	\$21,053,000
Virginia	Langley Air Force Base	\$10,000,000
Washington	Fairchild Air Force Base	\$11,000,000
Wyoming	Francis E. Warren Air Force Base.	\$9,100,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts
2 appropriated pursuant to the authorization of appropria-
3 tions in section 2304(2), the Secretary of the Air Force
4 may acquire real property and carry out military construc-
5 tion projects for the installations or locations outside the
6 United States, and in the amounts, set forth in the fol-
7 lowing table:

Air Force: Outside the United States

Country	Installation or Location	Amount
Afghanistan	Bagram Air Base	\$22,000,000
Colombia	Palanquero Air Base	\$46,000,000
Germany	Ramstein Air Base	\$34,700,000
	Spangdahlem Air Base	\$23,500,000
Guam	Andersen Air Force Base	\$58,202,000
Qatar	Al Udeid Air Base	\$60,000,000
Turkey	Incirlik Air Base	\$9,200,000

8 **SEC. 2302. FAMILY HOUSING.**

9 Using amounts appropriated pursuant to the author-
10 ization of appropriations in section 2304(5)(A), the Sec-
11 retary of the Air Force may carry out architectural and
12 engineering services and construction design activities
13 with respect to the construction or improvement of family
14 housing units in an amount not to exceed \$4,314,000.

1 **SEC. 2303. IMPROVEMENTS TO MILITARY FAMILY HOUSING**
2 **UNITS.**

3 Subject to section 2825 of title 10, United States
4 Code, and using amounts appropriated pursuant to the
5 authorization of appropriations in section 2304(5)(A), the
6 Secretary of the Air Force may improve existing military
7 family housing units in an amount not to exceed
8 \$61,787,000.

9 **SEC. 2304. AUTHORIZATION OF APPROPRIATIONS, AIR**
10 **FORCE.**

11 Funds are hereby authorized to be appropriated for
12 fiscal years beginning after September 30, 2009, for mili-
13 tary construction, land acquisition, and military family
14 housing functions of the Department of the Air Force in
15 the total amount of \$1,736,421,000, as follows:

16 (1) For military construction projects inside the
17 United States authorized by section 2301(a),
18 \$812,115,000.

19 (2) For military construction projects outside
20 the United States authorized by section 2301(b),
21 \$253,602,000.

22 (3) For unspecified minor military construction
23 projects authorized by section 2805 of title 10,
24 United States Code, \$18,000,000.

(4) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, \$83,667,000.

(5) For military family housing functions:

(A) For construction and acquisition, planning and design, and improvement of military family housing and facilities, \$66,101,000.

(B) For support of military family housing (including functions described in section 2833 of title 10, United States Code), \$502,936,000.

**SEC. 2305. EXTENSION OF AUTHORIZATIONS OF CERTAIN
FISCAL YEAR 2007 PROJECTS.**

(a) EXTENSION.—Notwithstanding section 2701 of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109–364; 120 Stat. 2463), authorizations set forth in the table in subsection (b), as provided in sections 2301 and 2302 of that Act, shall remain in effect until October 1, 2010, or the date of the enactment of an Act authorizing funds for military construction for fiscal year 2011, whichever is later.

(b) TABLE.—The table referred to in subsection (a) is as follows:

Air Force: Extension of 2007 Project Authorizations

State	Installation or Location	Project	Amount
Delaware	Dover Air Force Base ...	C-17 Aircrew Life Support	\$7,400,000

Air Force: Extension of 2007 Project Authorizations—Continued

State	Installation or Location	Project	Amount
Idaho	Mountain Home Air Force Base	Replace Family Housing (457 units)	\$107,800,000

1 **SEC. 2306. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
2 **FISCAL YEAR 2006 PROJECTS.**

3 (a) EXTENSION.—Notwithstanding section 2701 of
4 the Military Construction Authorization Act for Fiscal
5 Year 2006 (division B of Public Law 109–163; 119 Stat.
6 3501), authorizations set forth in the table in subsection
7 (b), as provided in section 2302 of that Act, shall remain
8 in effect until October 1, 2010, or the date of the enact-
9 ment of an Act authorizing funds for military construction
10 for fiscal year 2011, whichever is later.

11 (b) TABLE.—The table referred to in subsection (a)
12 is as follows:

Air Force: Extension of 2006 Project Authorizations

State/Country	Installation or Location	Project	Amount
Alaska	Eielson Air Force Base	Replace Family Housing (92 units)	\$37,650,000
	Eielson Air Force Base	Purchase Build/Lease Housing (300 Units)	\$18,144,000
North Dakota ..	Grand Forks Air Force Base	Replace Family Housing (150 Units)	\$43,353,000

1 **SEC. 2307. TEMPORARY PROHIBITION ON USE OF FUNDS**
2 **FOR MILITARY CONSTRUCTION IMPROVE-**
3 **MENTS, PALANQUERO AIR BASE, COLOMBIA.**

4 None of the funds authorized to be appropriated in
5 section 2304(2) may be obligated or expended for runway
6 and apron expansion or other military construction im-
7 provements at Palanquero Air Base, Colombia, until the
8 Secretary of Defense, in consultation with the Secretary
9 of State, certifies to the congressional defense committees
10 that negotiations between the United States Government
11 and the Government of Colombia have resulted in access
12 rights that will permit United States Southern Command
13 (SOUTHCOM) to perform adequately its mission.

14 **SEC. 2308. CONVEYANCE TO INDIAN TRIBES OF CERTAIN**
15 **HOUSING UNITS.**

16 (a) DEFINITIONS.—In this section:

17 (1) EXECUTIVE DIRECTOR.—The term “Execu-
18 tive Director” means the Executive Director of
19 Walking Shield, Inc.

20 (2) INDIAN TRIBE.—The term “Indian tribe”
21 means any Indian tribe included on the list pub-
22 lished by the Secretary of the Interior under section
23 104 of the Federally Recognized Indian Tribe List
24 Act of 1994 (25 U.S.C.479a–1).

25 (b) REQUESTS FOR CONVEYANCE.—

1 (1) IN GENERAL.—The Executive Director may
2 submit to the Secretary of the Air Force, on behalf
3 of any Indian tribe located in the State of Idaho,
4 Nevada, North Dakota, Oregon, South Dakota,
5 Montana, or Minnesota, a request for conveyance of
6 any relocatable military housing unit located at
7 Grand Forks Air Force Base, Minot Air Force Base,
8 Malmstrom Air Force Base, Ellsworth Air Force
9 Base, or Mountain Home Air Force Base.

10 (2) CONFLICTS.—The Executive Director shall
11 resolve any conflict among requests of Indian tribes
12 for housing units described in paragraph (1) before
13 submitting a request to the Secretary of the Air
14 Force under this subsection.

15 (c) CONVEYANCE BY SECRETARY.—Notwithstanding
16 any other provision of law, on receipt of a request under
17 subsection (c)(1), the Secretary of the Air Force may con-
18 vey to the Indian tribe that is the subject of the request,
19 at no cost to the Air Force and without consideration, any
20 relocatable military housing unit described in subsection
21 (c)(1) that, as determined by the Secretary, is in excess
22 of the needs of the military.

TITLE XXIV—DEFENSE
AGENCIES
Subtitle A—Defense Agency
Authorizations

SEC. 2401. AUTHORIZED DEFENSE AGENCIES CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2404(a)(1), the Secretary of Defense may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

Defense Education Activity

State	Installation or Location	Amount
Georgia	Fort Benning	\$2,330,000
	Fort Stewart/Hunter Army Air Field	\$22,501,000
North Carolina	Fort Bragg	\$3,439,000

Defense Information Systems Agency

State	Installation or Location	Amount
Hawaii	Naval Station Pearl Harbor, Ford Island ...	\$9,633,000

Defense Logistics Agency

State	Installation or Location	Amount
California	El Centro	\$11,000,000
	Point Loma Annex	\$55,000,000
	Travis Air Force Base, California	\$15,357,000
Florida	Jacksonville International Airport (Air National Guard).	\$11,500,000
Minnesota	Duluth International Airport (Air National Guard).	\$15,000,000
Oklahoma	Altus Air Force Base	\$2,700,000
Texas	Fort Hood	\$3,000,000
Washington	Fairchild Air Force Base	\$7,500,000

Missile Defense Agency

State	Installation or Location	Amount
Alabama	Redstone Arsenal	\$12,000,000
Virginia	Naval Support Facility, Dahlgren	\$24,500,000

National Security Agency

State	Installation or Location	Amount
Maryland	Fort Meade	\$203,800,000

Special Operations Command

State	Installation or Location	Amount
California	Naval Amphibious Base, Coronado	\$15,722,000
Colorado	Fort Carson	\$48,246,000
Florida	Eglin Air Force Base	\$3,046,000
	Hurlburt Field	\$8,156,000
Georgia	Fort Benning	\$3,046,000
Kentucky	Fort Campbell	\$32,335,000
New Mexico	Cannon Air Force Base	\$58,864,000
North Carolina	Fort Bragg	\$101,488,000
	Marine Corps Base, Camp Lejeune	\$11,791,000
Virginia	Naval Amphibious Base, Little Creek	\$18,669,000
Washington	Fort Lewis	\$14,500,000

TRICARE Management Activity

State	Installation or Location	Amount
Alaska	Elmendorf Air Force Base	\$25,017,000
	Fort Richardson	\$3,518,000
Colorado	Fort Carson	\$31,900,000
Georgia	Fort Benning	\$17,200,000
	Fort Stewart/Hunter Army Air Field	\$22,200,000
Kentucky	Fort Campbell	\$8,600,000
Maryland	Fort Detrick	\$29,807,000
Missouri	Fort Leonard Wood	\$5,570,000
North Carolina	Fort Bragg	\$57,658,000
Oklahoma	Fort Sill	\$10,554,000
Texas	Lackland Air Force Base	\$470,318,000
	Fort Bliss	\$200,575,000
Washington	Fort Lewis	\$15,636,000

Washington Headquarters Services

State	Installation or Location	Amount
Virginia	Pentagon Reservation	\$27,672,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts
2 appropriated pursuant to the authorization of appropria-
3 tions in section 2404(a)(2), the Secretary of Defense may

1 acquire real property and carry out military construction
 2 projects for the installations or locations outside the
 3 United States, and in the amounts, set forth in the fol-
 4 lowing tables:

Defense Education Agency

Country	Installation or Location	Amount
Belgium	Brussels	\$38,124,000
Germany	Boeblingen	\$50,000,000
	Kaiserslautern	\$93,545,000
	Wiesbaden Air Base	\$5,379,000
United Kingdom	Royal Air Force Lakenheath	\$4,509,000

Defense Intelligence Agency

Country	Installation or Location	Amount
Korea	K-16 Airfield	\$5,050,000

Defense Logistics Agency

Country	Installation or Location	Amount
Cuba	Naval Air Station, Guantanamo Bay	\$12,500,000
Guam	Naval Air Station, Agana	\$4,900,000
Korea	Osan Air Base	\$28,000,000
United Kingdom ...	Royal Air Force Mildenhall	\$4,700,000

National Security Agency

Country	Installation or Location	Amount
United Kingdom ...	Royal Air Force Menwith Hill Station	\$37,588,000

TRICARE Management Activity

Country	Installation or Location	Amount
Guam	Naval Activities, Guam	\$446,450,000
United Kingdom ...	Royal Air Force Alconbury	\$14,227,000

5 **SEC. 2402. FAMILY HOUSING.**

6 Using amounts appropriated pursuant to the author-
 7 ization of appropriations in section 2405(a)(7), the Sec-
 8 retary of Defense may construct or acquire family housing
 9 units (including land acquisition and supporting facilities)

1 at the installation, in the number of units, and in the
 2 amount set forth in the following table:

Defense Logistics Agency: Family Housing

Location	Installation	Units	Amount
Pennsylvania	Cumberland Depot	6	\$2,859,000

3 **SEC. 2403. ENERGY CONSERVATION PROJECTS.**

4 Using amounts appropriated pursuant to the author-
 5 ization of appropriations in section 2404(a)(6), the Sec-
 6 retary of Defense may carry out energy conservation
 7 projects under chapter 173 of title 10, United States
 8 Code, in the amount of \$123,013,000.

9 **SEC. 2404. AUTHORIZATION OF APPROPRIATIONS, DE-**
 10 **FENSE AGENCIES.**

11 (a) IN GENERAL.—Funds are hereby authorized to
 12 be appropriated for fiscal years beginning after September
 13 30, 2009, for military construction, land acquisition, and
 14 military family housing functions of the Department of
 15 Defense (other than the military departments) in the total
 16 amount of \$3,290,025,000, as follows:

17 (1) For military construction projects inside the
 18 United States authorized by section 2401(a),
 19 \$969,373,000.

20 (2) For military construction projects outside
 21 the United States authorized by section 2401(b),
 22 \$298,522,000.

1 (3) For unspecified minor military construction
2 projects under section 2805 of title 10, United
3 States Code, \$36,025,000.

4 (4) For contingency construction projects of the
5 Secretary of Defense under section 2804 of title 10,
6 United States Code, \$10,000,000.

7 (5) For architectural and engineering services
8 and construction design under section 2807 of title
9 10, United States Code, \$137,942,000.

10 (6) For energy conservation projects authorized
11 by section 2403 of this Act, \$123,013,000.

12 (7) For military family housing functions:

13 (A) For support of military family housing
14 (including functions described in section 2833
15 of title 10, United States Code), \$49,214,000.

16 (B) For construction and acquisition of
17 military family housing and facilities,
18 \$2,859,000.

19 (C) For the Homeowners Assistance Fund
20 established under section 1013 of the Dem-
21 onstration Cities and Metropolitan Development
22 Act of 1966 (42 U.S.C. 3374), \$373,225,000.

23 (D) For credit to the Department of De-
24 fense Family Housing Improvement Fund es-

1 tablished by section 2883(a)(1) of title 10,
2 United States Code, \$2,600,000.

3 (8) For the construction of increment 2 of re-
4 placement fuel storage facilities at Point Loma
5 Annex, California, authorized by section 2401(a) of
6 the Military Construction Authorization Act for Fis-
7 cal Year 2008 (division B of Public Law 110–181;
8 122 Stat. 521), \$92,300,000.

9 (9) For the construction of increment 3 of a
10 special operations facility at Dam Neck, Virginia,
11 authorized by section 2401(a) of the Military Con-
12 struction Authorization Act for Fiscal Year 2008
13 (division B of Public Law 110–181; 122 Stat. 521),
14 \$15,967,000.

15 (10) For the construction of increment 2 of the
16 USAMRICD replacement facility at Aberdeen Prov-
17 ing Ground, Maryland, authorized by section
18 2401(a) of the Military Construction Authorization
19 Act for Fiscal Year 2009 (division B of Public Law
20 110–417 122 Stat. 4689), \$111,400,000.

21 (11) For the construction of increment 4 of the
22 USAMRIID stage I facility at Fort Detrick, Mary-
23 land, authorized by section 2401(a) of the Military
24 Construction Authorization Act for Fiscal Year 2007

1 (division B of Public Law 109–364; 120 Stat.
2 2457), \$108,000,000.

3 (12) For the construction of fuel storage tanks
4 and pipeline replacement at Souda Bay, Greece, au-
5 thorized by section 2401(b) of the Military Con-
6 struction Authorization Act for Fiscal Year 2009
7 (division B of Public Law 110–417; 122 Stat.
8 4691), \$24,000,000.

9 (13) For the construction of the first increment
10 of the hospital replacement, Guam, authorized by
11 section 2401(b), \$200,000,000.

12 (14) For the construction of the first increment
13 of the Ambulatory Care Center at Lackland Air
14 Force Base, Texas, authorized by section 2401(a),
15 \$72,610,000.

16 (15) For the construction of the first increment
17 of the hospital replacement phase I at Fort Bliss,
18 Texas, authorized by section 2401(a), \$62,975,000.

19 (16) For the construction of increment 2 of the
20 Utah Data Center at Camp Williams, Utah, author-
21 ized in the Supplemental Appropriations Act, 2009
22 (Public Law 111–32), \$600,000,000.

23 (b) LIMITATION ON TOTAL COST OF CONSTRUCTION
24 PROJECTS.—Notwithstanding the cost variations author-
25 ized by section 2853 of title 10, United States Code, and

1 any other cost variation authorized by law, the total cost
2 of all projects carried out under section 2201 of this Act
3 may not exceed the sum of the following:

4 (1) The total amount authorized to be appro-
5 priated under paragraphs (1) and (2) of subsection
6 (a).

7 (2) \$200,000,000 (the balance of the amount
8 authorized by section 2401(b) for the hospital re-
9 placement, Guam).

10 (3) \$368,390,000 (the balance of the amount
11 authorized by section 2401(a) for the Ambulatory
12 Care Center at Lackland Air Force Base, Texas).

13 (4) \$820,000,000 (the balance of the amount
14 authorized in the Supplemental Appropriations Act,
15 2009 (Public Law 111–32) for the Utah Data Cen-
16 ter, Camp Williams, Utah).

17 (5) \$24,000,000 (the balance of the amount au-
18 thorized by section 2401(a) for the hospital replace-
19 ment phase I, Fort Bliss, Texas).

20 (6) \$290,000,000 (the balance of the amount
21 authorized by section 2401(a) of the Military Con-
22 struction Authorization Act for Fiscal Year 2009
23 (division B of Public Law 110–417; 122 Stat. 4689)
24 for the USAMRIID replacement facility at Aberdeen
25 Proving Ground, Maryland).

(7) \$47,000,000 (the balance of the amount authorized by section 2401(a) of the Military Construction Authorization Act for Fiscal Year 2008 (division B of Public Law 110–181; 122 Stat. 521), as modified by section 2401(a) of this Act, for the replacement of fuel storage facilities at Point Loma Annex, California).

**SEC. 2405. MODIFICATION OF AUTHORITY TO CARRY OUT
CERTAIN FISCAL YEAR 2008 PROJECT.**

(a) MODIFICATION.—The table relating to the Defense Logistics Agency in section 2401(a) of the Military Construction Authorization Act for Fiscal Year 2008 (division B of Public Law 110–181; 122 Stat. 521) is amended in the item relating to Point Loma Annex, California, by striking “\$140,000,000” in the amount column and inserting “\$195,000,000”.

(b) CONFORMING AMENDMENT.—Section 2403(b)(2) of that Act (122 Stat. 524) is amended by striking “\$84,300,000” and inserting “\$139,300,000”.

**SEC. 2406. MODIFICATION OF AUTHORITY TO CARRY OUT
CERTAIN FISCAL YEAR 2009 PROJECT.**

(a) MODIFICATION.—The table relating to the Defense Logistics Agency in section 2401(b) of the Military Construction Authorization Act for Fiscal Year 2009 (division B of Public Law 110–417; 122 Stat. 4691) is

1 amended in the item relating to Souda Bay, Greece, by
 2 striking “\$8,000,000” in the amount column and insert-
 3 ing “\$32,000,000”.

4 (b) CONFORMING AMENDMENTS.—Section 2403 of
 5 that Act (122 Stat. 4692) is amended—

6 (1) in subsection (a)—

7 (A) in paragraph (2), by striking
 8 “\$246,360,000” and inserting “\$238,360,000”;
 9 and

10 (B) by adding at the end the following new
 11 paragraph:

12 “(11) For construction of the first increment of
 13 fuel storage tanks and pipeline replacement at
 14 Souda Bay, Greece, \$8,000,000.”; and

15 (2) in subsection (b), by adding at the end the
 16 following new paragraph:

17 “(5) \$24,000,000 (the balance of the amount
 18 authorized for the Defense Logistics Agency under
 19 section 2401(b) for fuel storage tanks and pipeline
 20 replacement at Souda Bay, Greece).”.

21 **SEC. 2407. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
 22 **FISCAL YEAR 2007 PROJECT.**

23 (a) EXTENSION.—Notwithstanding section 2701 of
 24 the Military Construction Authorization Act for Fiscal
 25 Year 2007 (division B of Public Law 109–364; 120 Stat.

1 2463), authorizations set forth in the table in subsection
 2 (b), as provided in section 2402 of that Act, shall remain
 3 in effect until October 1, 2010, or the date of the enact-
 4 ment of an Act authorizing funds for military construction
 5 for fiscal year 2011, whichever is later.

6 (b) TABLE.—The table referred to in subsection (a)
 7 is as follows:

**Defense Logistics Agency: Extension of 2007 Project
Authorization**

State	Installation or Location	Project	Amount
Virginia	Defense Supply Center, Richmond.	Whole House Renovation.	\$484,000

8 **Subtitle B—Chemical**

9 **Demilitarization Authorizations**

10 **SEC. 2411. AUTHORIZATION OF APPROPRIATIONS, CHEM-**

11 **ICAL DEMILITARIZATION CONSTRUCTION,**

12 **DEFENSE-WIDE.**

13 Funds are hereby authorized to be appropriated for
 14 fiscal years beginning after September 30, 2009, for mili-
 15 tary construction and land acquisition for chemical demili-
 16 tarization in the total amount of \$151,541,000, as follows:

17 (1) For the construction of phase 11 of a muni-
 18 tions demilitarization facility at Pueblo Chemical Ac-
 19 tivity, Colorado, authorized by section 2401(a) of the
 20 Military Construction Authorization Act for Fiscal
 21 Year 1997 (division B of Public Law 104–201; 110
 22 Stat. 2775), as amended by section 2406 of the Mili-

1 tary Construction Authorization Act for Fiscal Year
2 2000 (division B of Public Law 106–65; 113 Stat.
3 839), section 2407 of the Military Construction Au-
4 thorization Act for Fiscal Year 2003 (division B of
5 Public Law 107–314; 116 Stat. 2698), and section
6 2413 of the Military Construction Authorization Act
7 for Fiscal Year 2009 (division B of Public Law 110–
8 417; 122 Stat. 4697), \$92,500,000.

9 (2) For the construction of phase 10 of a muni-
10 tions demilitarization facility at Blue Grass Army
11 Depot, Kentucky, authorized by section 2401(a) of
12 the Military Construction Authorization Act for Fis-
13 cal Year 2000 (division B of Public Law 106–65;
14 113 Stat. 835), as amended by section 2405 of the
15 Military Construction Authorization Act for Fiscal
16 Year 2002 (division B of Public Law 107–107; 115
17 Stat. 1298), section 2405 of the Military Construc-
18 tion Authorization Act for Fiscal Year 2003 (divi-
19 sion B of Public Law 107–314; 116 Stat. 2698),
20 and section 2414 of the Military Construction Au-
21 thorization Act for Fiscal Year 2009 (division B of
22 Public Law 110–417; 122 Stat. 4697), \$59,041,000.

1 **TITLE XXV—NORTH ATLANTIC**
2 **TREATY ORGANIZATION SE-**
3 **CURITY INVESTMENT PRO-**
4 **GRAM**

5 **SEC. 2501. AUTHORIZED NATO CONSTRUCTION AND LAND**
6 **ACQUISITION PROJECTS.**

7 The Secretary of Defense may make contributions for
8 the North Atlantic Treaty Organization Security Invest-
9 ment Program as provided in section 2806 of title 10,
10 United States Code, in an amount not to exceed the sum
11 of the amount authorized to be appropriated for this pur-
12 pose in section 2502 and the amount collected from the
13 North Atlantic Treaty Organization as a result of con-
14 struction previously financed by the United States.

15 **SEC. 2502. AUTHORIZATION OF APPROPRIATIONS, NATO.**

16 Funds are hereby authorized to be appropriated for
17 fiscal years beginning after September 30, 2009, for con-
18 tributions by the Secretary of Defense under section 2806
19 of title 10, United States Code, for the share of the United
20 States of the cost of projects for the North Atlantic Treaty
21 Organization Security Investment Program authorized by
22 section 2501, in the amount of \$276,314,000.

TITLE XXVI—GUARD AND RESERVE FORCES FACILITIES

SEC. 2601. AUTHORIZED ARMY NATIONAL GUARD CON- STRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2606(1)(A), the Secretary of the Army may acquire real property and carry out military construction projects for the Army National Guard locations inside the United States, and in the amounts, set forth in the following table:

Army National Guard: Inside the United States

State	Location	Amount
Alabama	Fort McClellan	\$3,000,000
Arizona	Camp Navajo	\$3,000,000
California	Fresno Yosemite International Airport	\$9,900,000
	Los Alamitos	\$31,000,000
Georgia	Fort Benning	\$15,500,000
Iowa	Johnston	\$4,000,000
Idaho	Gowen Field	\$16,100,000
Illinois	Milan	\$5,600,000
Indiana	Muscatatuck	\$10,100,000
Kansas	Salina Army National Guard Aviation Facility	\$2,227,000
Massachusetts	Hanscom Air Force Base	\$29,000,000
Minnesota	Arden Hills	\$6,700,000
	Camp Ripley	\$1,710,000
Missouri	Boonville	\$1,800,000
Mississippi	Camp Shelby	\$16,100,000
	Monticello	\$14,350,000
Nebraska	Lincoln	\$23,000,000
New Mexico	Santa Fe	\$39,000,000
Nevada	Carson City	\$2,000,000
	North Las Vegas	\$26,000,000
Oregon	Clatsop County, Warrenton	\$3,369,000
South Carolina	Eastover	\$26,000,000
	Greenville	\$40,000,000
South Dakota	Camp Rapid	\$9,840,000
Texas	Austin	\$22,200,000
Virginia	Fort Pickett	\$32,000,000
Vermont	Ethan Allen Firing Range	\$1,996,000
West Virginia	St. Albans Armory, St. Albans	\$2,000,000

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2606(1)(A), the Secretary of the Army may acquire real property and carry out military construction projects for the Army National Guard locations outside the United States, and in the amounts, set forth in the following table:

Army National Guard: Outside the United States

Territory or Commonwealth	Location	Amount
Guam	Barrigada	\$30,000,000
Virgin Islands	St. Croix	\$20,000,000

SEC. 2602. AUTHORIZED ARMY RESERVE CONSTRUCTION AND LAND ACQUISITION PROJECTS.

Using amounts appropriated pursuant to the authorization of appropriations in section 2606(1)(B), the Secretary of the Army may acquire real property and carry out military construction projects for the Army Reserve locations, and in the amounts, set forth in the following table:

Army Reserve

State	Location	Amount
California	Camp Pendleton	\$19,500,000
	Los Angeles	\$29,000,000
Colorado	Colorado Springs	\$13,000,000
Connecticut	Bridgeport	\$18,500,000
Florida	Panama City	\$7,300,000
	West Palm Beach	\$26,000,000
Georgia	Atlanta (Winder)	\$14,000,000
Illinois	Chicago (Joliet)	\$23,000,000
Minnesota	Fort Snelling (Minneapolis)	\$12,000,000
New York	Rochester	\$13,600,000
Ohio	Cincinnati	\$13,000,000
Pennsylvania	Ashley	\$9,800,000
	Harrisburg	\$7,600,000

Army Reserve—Continued

State	Location	Amount
Texas	Newton Square	\$20,000,000
	Uniontown	\$11,800,000
	Austin	\$20,000,000
	Fort Bliss	\$9,500,000
	Houston	\$24,000,000
	San Antonio (Fort Sam Houston)	\$20,000,000
Wisconsin	Fort McCoy	\$28,850,000
Puerto Rico	Caguas	\$12,400,000

1 **SEC. 2603. AUTHORIZED NAVY RESERVE AND MARINE**
2 **CORPS RESERVE CONSTRUCTION AND LAND**
3 **ACQUISITION PROJECTS.**

4 Using amounts appropriated pursuant to the author-
5 ization of appropriations in section 2606(2), the Secretary
6 of the Navy may acquire real property and carry out mili-
7 tary construction projects for the Navy Reserve and Ma-
8 rine Corps Reserve locations, and in the amounts, set forth
9 in the following table:

Navy Reserve and Marine Corps Reserve

State	Location	Amount
Arizona	Phoenix (Luke Air Force Base)	\$10,986,000
California	Alameda	\$5,960,000
Illinois	Joliet Army Ammunition Plant	\$7,957,000
South Carolina	Charleston	\$4,240,000
Virginia	Oceana Naval Air Station	\$30,400,000
Texas	San Antonio	\$2,210,000

10 **SEC. 2604. AUTHORIZED AIR NATIONAL GUARD CONSTRUC-**
11 **TION AND LAND ACQUISITION PROJECTS.**

12 Using amounts appropriated pursuant to the author-
13 ization of appropriations in section 2606(3)(A), the Sec-
14 retary of the Air Force may acquire real property and
15 carry out military construction projects for the Air Na-

1 tional Guard locations, and in the amounts, set forth in
 2 the following table:

Air National Guard

State	Location	Amount
Arizona	Davis Monthan Air Force Base	\$5,600,000
California	Southern California Logistics Airport ...	\$8,400,000
Colorado	Buckley Air National Guard Base	\$4,500,000
Connecticut	Bradley National Airport	\$9,100,000
Hawaii	Hickam Air Force Base	\$33,000,000
Iowa	Des Moines	\$4,600,000
Massachusetts	Otis Air National Guard Base	\$12,800,000
Maryland	Andrews Air Force Base	\$14,000,000
Maine	Bangor International Airport	\$28,000,000
Michigan	Alpena	\$8,900,000
	Battle Creek Air National Guard Base	\$14,000,000
	Selfridge Air National Guard Base	\$7,100,000
Minnesota	Minnesota/Saint Paul International Air- port	\$1,900,000
Missouri	Rosecrans Memorial Airport	\$9,300,000
Mississippi	Columbus Air Force Base	\$10,000,000
Montana	Malmstrom Air Force Base	\$9,600,000
Nebraska	Lincoln	\$1,500,000
New Hampshire	Pease Air National Guard Base	\$10,000,000
New Jersey	McGuire, Air Force Base	\$9,700,000
Nevada	Reno	\$10,800,000
Ohio	Mansfield Lahm Airport	\$11,400,000
Oklahoma	Will Rogers World Airport	\$7,300,000
South Carolina	McEntire Joint National Guard Base ...	\$1,300,000
South Dakota	Joe Foss Field	\$2,600,000
Tennessee	164th Airlift Wing, Memphis	\$9,800,000
Utah	Hill Air Force Base	\$5,100,000
Vermont	Burlington International Airport	\$6,000,000
Wisconsin	General Mitchell International Airport	\$5,000,000
West Virginia	Martinsburg	\$19,500,000
Wyoming	Cheyenne Airport	\$1,500,000

3 **SEC. 2605. AUTHORIZED AIR FORCE RESERVE CONSTRUC-**
 4 **TION AND LAND ACQUISITION PROJECTS.**

5 Using amounts appropriated pursuant to the author-
 6 ization of appropriations in section 2606(3)(B), the Sec-
 7 retary of the Air Force may acquire real property and
 8 carry out military construction projects for the Air Force
 9 Reserve locations, and in the amounts, set forth in the
 10 following table:

Air Force Reserve

State	Location	Amount
Colorado	Schriever Air Force Base	\$10,200,000
Mississippi	Keesler Air Force Base	\$9,800,000
New York	Niagra Falls Air Reserve Base	\$5,700,000
Pennsylvania	Pittsburgh Air Reserve Base	\$12,400,000
Texas	Lackland Air Force Base	\$1,500,000
Utah	Hill Air Force Base	\$3,200,000

1 **SEC. 2606. AUTHORIZATION OF APPROPRIATIONS, GUARD**
2 **AND RESERVE.**

3 Funds are hereby authorized to be appropriated for
4 fiscal years beginning after September 30, 2009, for the
5 costs of acquisition, architectural and engineering services,
6 and construction of facilities for the Guard and Reserve
7 Forces, and for contributions therefor, under chapter
8 1803 of title 10, United States Code (including the cost
9 of acquisition of land for those facilities), in the following
10 amounts:

- 11 (1) For the Department of the Army—
12 (A) for the Army National Guard of the
13 United States, \$481,773,000; and
14 (B) for the Army Reserve, \$378,712,000.
15 (2) For the Department of the Navy, for the
16 Navy and Marine Corps Reserve, \$64,124,000.
17 (3) For the Department of the Air Force—
18 (A) for the Air National Guard of the
19 United States, \$301,361,000; and
20 (B) for the Air Force Reserve,
21 \$45,576,000.

1 **SEC. 2607. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
 2 **FISCAL YEAR 2007 PROJECTS.**

3 (a) EXTENSION.—Notwithstanding section 2701 of
 4 the Military Construction Authorization Act for Fiscal
 5 Year 2007 (division B of Public Law 109–364; 120 Stat.
 6 2463), the authorizations set forth in the table in sub-
 7 section (b), as provided in section 2601 of that Act, shall
 8 remain in effect until October 1, 2010, or the date of the
 9 enactment of an Act authorizing funds for military con-
 10 struction for fiscal year 2011, whichever is later.

11 (b) TABLE.—The table referred to in subsection (a)
 12 is as follows:

Army National Guard: Extension of 2007 Project Authorizations

State	Installation or Location	Project	Amount
California	Fresno	AVCRAD Add/Alt, PH I.	\$30,000,000
New Jersey	Lakehurst	Consolidated Logis- tics Training Facil- ity, PH II.	\$20,024,000

13 **SEC. 2608. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
 14 **FISCAL YEAR 2006 PROJECT.**

15 (a) EXTENSION.—Notwithstanding section 2701 of
 16 the Military Construction Authorization Act for Fiscal
 17 Year 2006 (division B of Public Law 109–163; 119 Stat.
 18 3501), authorizations set forth in the table in subsection
 19 (b), as provided in section 2601 of that Act, shall remain
 20 in effect until October 1, 2010, or the date of the enact-

1 ment of an Act authorizing funds for military construction
 2 for fiscal year 2011, whichever is later.

3 (b) TABLE.—The table referred to in subsection (a)
 4 is as follows:

Army National Guard: Extension of 2006 Project Authorizations

State	Installation or Location	Project	Amount
Montana	Townsend	Automated Qualification Training Range.	\$2,532,000

5 **TITLE XXVII—BASE CLOSURE**
 6 **AND REALIGNMENT ACTIVITIES**

7 **SEC. 2701. AUTHORIZATION OF APPROPRIATIONS FOR**
 8 **BASE CLOSURE AND REALIGNMENT ACTIVITIES FUNDED THROUGH DEPARTMENT OF**
 9 **DEFENSE BASE CLOSURE ACCOUNT 1990.**
 10

11 Funds are hereby authorized to be appropriated for
 12 fiscal years beginning after September 30, 2009, for base
 13 closure and realignment activities, including real property
 14 acquisition and military construction projects, as author-
 15 ized by the Defense Base Closure and Realignment Act
 16 of 1990 (part A of title XXIX of Public Law 101–510;
 17 10 U.S.C. 2687 note) and funded through the Department
 18 of Defense Base Closure Account 1990 established by sec-
 19 tion 2906 of such Act, in the total amount of
 20 \$396,768,000.

1 **SEC. 2702. AUTHORIZED BASE CLOSURE AND REALIGN-**
2 **MENT ACTIVITIES FUNDED THROUGH DE-**
3 **PARTMENT OF DEFENSE BASE CLOSURE AC-**
4 **COUNT 2005.**

5 Using amounts appropriated pursuant to the author-
6 ization of appropriations in section 2703, the Secretary
7 of Defense may carry out base closure and realignment
8 activities, including real property acquisition and military
9 construction projects, as authorized by the Defense Base
10 Closure and Realignment Act of 1990 (part A of title
11 XXIX of Public Law 101–510; 10 U.S.C. 2687 note) and
12 funded through the Department of Defense Base Closure
13 Account 2005 established by section 2906A of such Act,
14 in the amount of \$5,934,740,000.

15 **SEC. 2703. AUTHORIZATION OF APPROPRIATIONS FOR**
16 **BASE CLOSURE AND REALIGNMENT ACTIVI-**
17 **TIES FUNDED THROUGH DEPARTMENT OF**
18 **DEFENSE BASE CLOSURE ACCOUNT 2005.**

19 Funds are hereby authorized to be appropriated for
20 fiscal years beginning after September 30, 2008, for base
21 closure and realignment activities, including real property
22 acquisition and military construction projects, as author-
23 ized by the Defense Base Closure and Realignment Act
24 of 1990 (part A of title XXIX of Public Law 101–510;
25 10 U.S.C. 2687 note) and funded through the Department
26 of Defense Base Closure Account 2005 established by sec-

tion 2906A of such Act, in the total amount of \$7,479,498,000.

**SEC. 2704. REPORT ON GLOBAL DEFENSE POSTURE RE-
ALIGNMENT AND INTERAGENCY REVIEW.**

(a) INTERAGENCY REVIEW OF OVERSEAS MASTER PLANS.—At the same time that the budget is submitted under section 1105(a) of title 31, United States Code, for a fiscal year, the Secretary of Defense shall submit to the congressional defense committees and the Committee on Foreign relations of the Senate and the Committee on Foreign Affairs of the House of Representatives a report on the status of overseas base closure and realignment actions undertaken as part of a global defense posture realignment strategy and the status of development and execution of comprehensive master plans for overseas military main operating bases, forward operating sites, and cooperative security locations. The report shall address the following:

(1) How the plans would support the security commitments undertaken by the United States pursuant to any international security treaty, including, the North Atlantic Treaty, The Treaty of Mutual Cooperation and Security between the United States and Japan, and the Security Treaty Between Aus-

1 tralia, New Zealand, and the United States of Amer-
2 ica.

3 (2) The impact of such plans on the current se-
4 curity environments in the combatant commands, in-
5 cluding United States participation in theater secu-
6 rity cooperation activities and bilateral partnership,
7 exchanges, and training exercises.

8 (3) Any comments of the Secretary of Defense
9 resulting from an interagency review of these plans
10 that includes the Department of State and other
11 Federal departments and agencies that the Sec-
12 retary of Defense deems necessary for national secu-
13 rity.

14 (b) INTERAGENCY OVERSEAS BASING REPORT.—
15 Section 118 of title 10, United States Code, is amended
16 by adding at the end the following new subsection:

17 “(h) INTERAGENCY OVERSEAS BASING REPORT.—

18 Not later than 90 days after submitting a report on a
19 quadrennial defense review under subsection (d), the Sec-
20 retary shall submit to the congressional defense commit-
21 tees a report detailing how the results of the assessment
22 conducted as part of such review will impact the status
23 of overseas base closure and realignment actions under-
24 taken as part of a global defense posture realignment
25 strategy and the status of development and execution of

1 comprehensive master plans for overseas military main op-
 2 erating bases, forward operating sites, and cooperative se-
 3 curity locations of the global defense posture of the United
 4 States. The report shall include any recommendations for
 5 additional closures or realignments of military installa-
 6 tions outside of the United States. The report shall include
 7 any comments resulting from an interagency review of
 8 these plans that includes the Department of State and
 9 other relevant Federal departments and agencies.”.

10 **SEC. 2705. SENSE OF THE SENATE ON NEED FOR COMMU-**
 11 **NITY ASSISTANCE RELATED TO BASE CLO-**
 12 **SURES AND REALIGNMENTS AND FORCE**
 13 **REPOSITIONING.**

14 (a) FINDINGS.—The Senate makes the following
 15 findings:

16 (1) The 2005 round of defense base closures
 17 and realignments (BRAC) has resulted in a require-
 18 ment to dispose of excess Federal property in addi-
 19 tion to property determined to be excess as the re-
 20 sult of decisions in four previous rounds of base re-
 21 alignments and closures in 1988, 1991, 1993, and
 22 1995.

23 (2) The Department of Defense has primary re-
 24 sponsibility to dispose of Federal property resulting
 25 from the closure or realignment of military installa-

1 tions under the Defense Base Closure and Realign-
2 ment Act of 1990 (part A of title XXIX of Public
3 Law 101–510; 10 U.S.C. 2687 note).

4 (3) The Department of Defense is authorized to
5 dispose of BRAC property using a range of methods
6 including administrative transfer to another Federal
7 agency, public benefit conveyances, homeless housing
8 assistance, economic development conveyances, nego-
9 tiated sales, or public sales.

10 (4) The Department of Defense is authorized to
11 convey property to local redevelopment agencies rep-
12 resenting communities affected by base closures and
13 realignments for the purpose of economic develop-
14 ment.

15 (5) The Department of Defense is authorized to
16 assess the needs of the local community and the in-
17 tended use of the property in determining the
18 amount of compensation to be received in exchange
19 for the economic development conveyance.

20 (6) The Department of Defense is authorized to
21 receive an amount for the economic development
22 conveyance that may range from fair market value
23 to an amount less than fair market, to no cost to the
24 conveyee, depending on the local economic condi-
25 tions.

1 (7) The Department of Defense is required to
2 use any monetary proceeds gained from the disposal
3 of BRAC property to fund environmental clean-up,
4 remediation, and compliance actions required to
5 safely dispose of BRAC property.

6 (8) Any revenue foregone as a result of a deci-
7 sion not to seek fair market value for disposed prop-
8 erty must be compensated with appropriated funds
9 requested by the Department of Defense in annual
10 budget submissions to Congress.

11 (b) SENSE OF THE SENATE.—It is the sense of the
12 Senate that, as the Federal Government implements base
13 closures and realignments, global repositioning, and grow
14 the force initiatives, it is necessary—

15 (1) to assist local communities coping with the
16 impact of these programs at both closed and active
17 military installations; and

18 (2) to comprehensively assess the needs and de-
19 gree of Federal assistance to communities to effec-
20 tively implement the various initiatives of the De-
21 partment of Defense while aiding communities to ei-
22 ther recover quickly from closures or to accommo-
23 date growth associated with troop influxes.

1 **SEC. 2706. RELOCATION OF CERTAIN ARMY RESERVE**
2 **UNITS IN CONNECTICUT.**

3 The Secretary of the Army may use funds appro-
4 priated pursuant to the authorization of appropriations in
5 section 2703 for the purpose of constructing an Army Re-
6 serve Center and Maintenance Facility in the vicinity of
7 Newtown, Connecticut, at a location determined by the
8 Secretary to be in the best interest of national security
9 and in the public interest.

10 **SEC. 2707. AUTHORITY TO CONSTRUCT PREVIOUSLY AU-**
11 **THORIZED ARMED FORCES RESERVE CENTER**
12 **IN VICINITY OF SPECIFIED LOCATION AT**
13 **PEASE AIR NATIONAL GUARD BASE, NEW**
14 **HAMPSHIRE.**

15 The Secretary of the Army may use funds appro-
16 priated pursuant to the authorization of appropriations in
17 section 2703 of the Duncan Hunter National Defense Au-
18 thorization Act for Fiscal Year 2009 (Public Law 110–
19 417; 122 Stat. 4715) for the purpose of constructing an
20 Armed Forces Reserve Center at Pease Air National
21 Guard Base, New Hampshire, to construct instead an
22 Armed Forces Reserve Center in the vicinity of Pease Air
23 National Guard Base at a location determined by the Sec-
24 retary to be in the best interest of national security and
25 in the public interest.

1 **SEC. 2708. REQUIREMENT FOR MASTER PLAN TO PROVIDE**
2 **WORLD CLASS MILITARY MEDICAL FACILI-**
3 **TIES IN THE NATIONAL CAPITAL REGION.**

4 (a) MASTER PLAN REQUIRED.—Not later than 180
5 days after the date of the enactment of this Act, the Sec-
6 retary of Defense shall develop and implement a com-
7 prehensive master plan to provide world class military
8 medical facilities and an integrated system of health care
9 delivery for the National Capital Region that—

10 (1) addresses—

11 (A) the unique needs of members of the
12 Armed Forces and retired members of the
13 Armed Forces and their families;

14 (B) the care, management, and transition
15 of seriously ill and injured members of the
16 Armed Forces and their families;

17 (C) the missions of the branch or branches
18 of the Armed Forces served; and

19 (D) performance expectations for the fu-
20 ture integrated health care delivery system, in-
21 cluding—

22 (i) information management and in-
23 formation technology support; and

24 (ii) expansion of support services;

25 (2) includes the establishment of an integrated
26 process for the joint development of budgets,

1 prioritization of requirements, and the allocation of
2 funds;

3 (3) designates a single entity within the Depart-
4 ment of Defense with the budget and operational au-
5 thority to respond quickly to and address emerging
6 facility and operational requirements required to
7 provide and operate world class military medical fa-
8 cilities in the National Capital Region;

9 (4) incorporates all ancillary and support facili-
10 ties at the National Naval Medical Center, Bethesda,
11 Maryland, including education and research facilities
12 as well as centers of excellence, transportation, and
13 parking structures required to provide a full range
14 of adequate care and services for members of the
15 Armed Forces and their families;

16 (5) ensures that each facility covered by the
17 plan meets or exceeds Joint Commission hospital de-
18 sign standards as applicable; and

19 (6) can be used as a model to develop similar
20 master plans for all military medical facilities within
21 the Department of Defense.

22 (b) MILESTONE SCHEDULE AND COST ESTIMATES.—
23 Not later than 90 days after the development of the mas-
24 ter plan required by (a), the Secretary shall submit to the
25 congressional defense committees a report describing—

1 (1) the schedule for completion of requirements
2 identified in the master plan; and

3 (2) updated cost estimates to provide world
4 class military medical facilities for the National Cap-
5 ital Region.

6 (c) DEFINITIONS.—In this section:

7 (1) NATIONAL CAPITAL REGION.—The term
8 “National Capital Region” has the meaning given
9 the term in section 2674(f) of title 10, United States
10 Code.

11 (2) WORLD CLASS MILITARY MEDICAL FACIL-
12 ITY.—The term “world class military medical facil-
13 ity” has the meaning given the term by the National
14 Capital Region Base Realignment and Closure
15 Health Systems Advisory Subcommittee of the De-
16 fense Health Board in appendix B of the report enti-
17 tled “Achieving World Class – An Independent Re-
18 view of the Design Plans for the Walter Reed Na-
19 tional Military Medical Center and the Fort Belvoir
20 Community Hospital”, published in May, 2009.

1 **TITLE XXVIII—MILITARY CON-**
 2 **STRUCTION GENERAL PROVI-**
 3 **SIONS**

4 **SEC. 2801. MILITARY CONSTRUCTION AND LAND ACQUI-**
 5 **SITION PROJECTS AUTHORIZED BY AMERICAN**
 6 **RECOVERY AND REINVESTMENT ACT OF 2009.**

7 (a) AUTHORIZED ARMY CONSTRUCTION AND LAND
 8 ACQUISITION PROJECTS.—Using amounts appropriated
 9 by title X of the American Recovery and Reinvestment Act
 10 of 2009 (Public Law 111–5; 123 Stat. 191), the Secretary
 11 of the Army may acquire real property and carry out mili-
 12 tary construction projects for the installations or locations
 13 inside the United States, and in the amounts, set forth
 14 in the following table:

Army: Inside the United States

State	Installation or Location	Amount
Colorado	Fort Carson	\$12,500,000
Georgia	Fort Stewart (Hunter Army Airfield)	\$8,600,000
Kentucky	Fort Campbell	\$43,000,000
North Carolina	Fort Bragg	\$11,300,000
New York	Fort Drum	\$10,700,000
Texas	Fort Bliss	\$57,000,000
	Fort Hood	\$12,700,000
Virginia	Fort Belvoir	\$14,600,000
	Fort Eustis	\$9,600,000

15 (b) AUTHORIZED NAVY CONSTRUCTION AND LAND
 16 ACQUISITION PROJECTS.—Using amounts appropriated
 17 by title X of the American Recovery and Reinvestment Act
 18 of 2009 (Public Law 111–5; 123 Stat. 191), the Secretary
 19 of the Navy may acquire real property and carry out mili-
 20 tary construction projects for the installations or locations

1 inside the United States, and in the amounts, set forth
 2 in the following table:

Navy: Inside the United States

State	Installation or Location	Amount
California	Marine Corps Base Camp Pendleton	\$35,052,000
	Naval Air Station Lemoore	\$7,793,000
	Naval Base Coronado	\$88,576,000
	Naval Base Point Loma	\$11,844,000
Florida	Naval Station Mayport	\$10,220,000
Hawaii	Marine Corps Base Hawaii	\$19,360,000
Maryland	Naval Support Activity Annapolis	\$1,994,000
	Naval Surface Warfare Center Carderock ...	\$1,253,000
North Carolina	Marine Corps Air Station New River	\$3,039,000
	Marine Corps Base Camp Lejeune	\$13,779,000
Tennessee	Naval Support Activity Mid-South	\$11,960,000
Virginia	Hampton Roads	\$26,098,000
	Naval Station Norfolk	\$24,647,000
Washington	Naval Air Station Whidbey Island	\$20,054,000
Various	Various Locations	\$4,331,000

3 (c) AUTHORIZED AIR FORCE CONSTRUCTION AND
 4 LAND ACQUISITION PROJECTS.—Using amounts appro-
 5 priated by title X of the American Recovery and Reinvest-
 6 ment Act of 2009 (Public Law 111–5; 123 Stat. 191),
 7 the Secretary of the Air Force may acquire real property
 8 and carry out military construction projects for the instal-
 9 lations or locations inside the United States, and in the
 10 amounts, set forth in the following table:

Air Force: Inside the United States

State	Installation or Location	Amount
Alaska	Eielson Air Force Base	\$53,900,000
Alabama	Birmingham	\$2,300,000
Arkansas	Fort Smith	\$7,800,000
Colorado	Peterson Air Force Base	\$11,200,000
Florida	Hurlburt Field	\$11,000,000
Georgia	Moody Air Force Base	\$11,400,000
Iowa	Des Moines	\$6,000,000
Kansas	Forbes	\$4,100,000
Maryland	Andrews Air Force Base	\$8,000,000
Mississippi	Keesler Air Force Base	\$20,800,000
Montana	Malmstrom Air Force Base	\$26,200,000
North Dakota	Minot Air Force Base	\$28,300,000
New Jersey	Atlantic City	\$4,300,000
New Mexico	Cannon Air Force Base	\$12,000,000
Nevada	Nellis Air Force Base	\$13,400,000
Pennsylvania	Fort Indian Town Gap	\$7,000,000

Air Force: Inside the United States—Continued

State	Installation or Location	Amount
South Carolina	Shaw Air Force Base	\$22,500,00
Texas	Goodfellow Air Force Base	\$28,400,000
	Lackland Air Force Base	\$6,000,000
Utah	Hill Air Force Base	\$15,000,000
	Salt Lake City	\$5,100,000
Wisconsin	General Mitchell	\$1,100,000
West Virginia	Eastern West Virginia Regional Airport	\$4,300,000

1 (d) AUTHORIZED DEFENSE-WIDE CONSTRUCTION
2 AND LAND ACQUISITION PROJECTS.—Using amounts ap-
3 propriated by title X of the American Recovery and Rein-
4 vestment Act of 2009 (Public Law 111–5; 123 Stat. 191),
5 the Secretary of Defense may acquire real property and
6 carry out military construction projects for the installa-
7 tions or locations inside the United States, and in the
8 amounts, set forth in the following table:

Defense-wide: Inside the United States

State	Installation or Location	Amount
California	Camp Pendleton	\$563,100,000
Florida	Naval Airt Station Jacksonville	\$27,210,000
Texas	Fort Hood	\$621,000,000
Various	Various Locations	\$118,690,000

9 (e) AUTHORIZED ARMY NATIONAL GUARD AND RE-
10 SERVE PROJECTS.—

11 (1) AUTHORIZED CONSTRUCTION AND LAND AC-
12 QUISTION PROJECTS.—Using amounts appropriated
13 by title X of the American Recovery and Reinvest-
14 ment Act of 2009 (Public Law 111–5; 123 Stat.
15 191), the Secretary of the Army may acquire real
16 property and carry out military construction projects
17 for the Army National Guard and Army Reserve lo-

1 cations, and in the amounts, set forth in the fol-
 2 lowing table:

Army National Guard and Reserve: Inside the United States

State	Installation or Location	Amount
California	Mather Air Field	\$1,500,000
Nevada	Hawthorne Army Depot	\$950,000
North Carolina	Raleigh	\$39,500,000
Nebraska	Camp Ashland	\$2,900,000
New York	Brooklyn (Fort Hamilton)	\$1,500,000
Oregon	Camp Withycombe	\$1,300,000
West Virginia	Gassaway	\$3,300,000

3 (2) AUTHORIZED FAMILY HOUSING.—Using
 4 amounts appropriated by title X of the American
 5 Recovery and Reinvestment Act of 2009 (Public
 6 Law 111–5; 123 Stat. 191), the Secretary of the
 7 Army may construct or acquire family housing units
 8 (including land acquisition and supporting facilities)
 9 at the Army National Guard and Army Reserve lo-
 10 cations, in the number of units, and in the amounts,
 11 set forth in the following table:

Army National Guard and Reserve: Family Housing

State	Installation or Loca- tion	Units	Amount
California	Fort Hunter-Liggett	5	\$2,370,000
	Sierra Army Depot	1	\$707,000
Illinois	Rock Island	2	\$930,000
Oklahoma	McAlester Army Depot	6	\$2,200,000
Pennsylvania	Letterkenny Army Depot.	3	\$1,050,000
	Tobyhanna	2	\$1,000,000
Utah	Dugway Proving Grounds.	20	\$10,000,000
Virginia	Radford Army Ammuni- tion Plant.	4	\$1,300,000
Wisconsin	Fort McCoy	23	\$14,000,000

1 **Subtitle A—Military Construction**
 2 **Program and Military Family**
 3 **Housing Changes**

4 **SEC. 2811. EXTENSION OF AUTHORITY TO USE OPERATION**
 5 **AND MAINTENANCE FUNDS FOR CONSTRUC-**
 6 **TION PROJECTS INSIDE THE UNITED STATES**
 7 **CENTRAL COMMAND AND UNITED STATES AF-**
 8 **RICA COMMAND AREAS OF RESPONSIBILITY.**

9 Section 2808 of the Military Construction Authoriza-
 10 tion Act for Fiscal Year 2004 (division B of Public Law
 11 108–136; 117 Stat. 1723), as amended by section 2810
 12 of the Military Construction Authorization Act for Fiscal
 13 Year 2005 (division B of Public Law 108–375; 118 Stat.
 14 2128), section 2809 of the Military Construction Author-
 15 ization Act for Fiscal Year 2006 (division B of Public Law
 16 109–163; 119 Stat. 3508), section 2802 of the Military
 17 Construction Authorization Act for Fiscal Year 2007 (di-
 18 vision B of Public Law 109–364; 120 Stat. 2466), section
 19 2801 of the Military Construction Authorization Act for
 20 Fiscal Year 2008 (division B of Public Law 110–181; 122
 21 Stat. 538), and section 2806 of the Military Construction
 22 Authorization Act for Fiscal Year 2009 (division B of
 23 Public Law 110–417; 122 Stat. 4724) is further amend-
 24 ed—

(1) in subsection (a), by striking “2009” and inserting “2010”; and

(2) in subsection (c)(2), by inserting “or fiscal year 2010” after “fiscal year 2009”.

**SEC. 2812. MODIFICATION OF AUTHORITY FOR SCOPE OF
WORK VARIATIONS.**

Section 2853 of title 10, United States Code, is amended—

(1) in subsection (b)—

(A) by striking “Except as provided in subsection (c)” and inserting “(1) Except as provided in subsection (c)”;

(B) by striking “may be reduced by not more than 25 percent from the amount approved for that project, construction, improvement, or acquisition by Congress.” and inserting “may be reduced by not more than 25 percent from the amount specified for that project, construction, improvement, or acquisition in the justification data provided to Congress as part of the request for authorization of the project, construction, improvement, or acquisition.”; and

(C) by adding at the end the following new paragraph:

1 “(2) The scope of work for a military construction
 2 project or for the construction, improvement, and acquisi-
 3 tion of a military family housing project may not be in-
 4 creased above the amount specified for that project, con-
 5 struction, improvement, or acquisition in the justification
 6 data provided to Congress as part of the request for au-
 7 thorization of the project, construction, improvement, or
 8 acquisition.”; and

9 (2) in subsection (c), by striking “limitation on
 10 scope reduction in subsection (b)” and inserting
 11 “limitation on scope reduction in subsection (b)(1)”.

12 **SEC. 2813. MODIFICATION OF CONVEYANCE AUTHORITY AT**
 13 **MILITARY INSTALLATIONS.**

14 (a) LIMITED PURPOSES FOR WHICH REAL PROP-
 15 erty MAY BE CONVEYED.—Section 2869 of title 10,
 16 United States Code, is amended—

17 (1) in the section heading, by striking “**to**
 18 **support military construction or limit en-**
 19 **croachment**” and inserting “**to limit en-**
 20 **croachment**”;

21 (2) in subsection (a)—

22 (A) in paragraph (1)—

23 (i) by striking “agrees, in exchange
 24 for the real property—” and all that fol-
 25 lows through “to carry out a military con-

1 struction project or land acquisition” and
 2 inserting “agrees, in exchange for the real
 3 property, to carry out a land acquisition”;

4 (ii) by striking “; or” and inserting a
 5 period; and

6 (iii) by striking subparagraph (B);
 7 and

8 (B) by striking paragraph (3);

9 (3) in subsection (b), by striking “fair market
 10 value of the military construction, military family
 11 housing, or military unaccompanied housing” both
 12 places it appears and inserting “fair market value of
 13 the land”;

14 (4) by amending subsection (c) to read as fol-
 15 lows:

16 “(c) LIMITATION ON USE OF CONVEYANCE AUTHOR-
 17 ITY AT INSTALLATIONS CLOSED UNDER BASE CLOSURE
 18 LAWS.—The authority under subsection (a)(2)(A) to con-
 19 vey property located on a military installation may only
 20 be used to the extent the conveyance is consistent with
 21 an approved redevelopment plan for such installation.”;
 22 and

23 (5) in subsection (d)(2)(A), by striking “mili-
 24 tary construction project, land acquisition, military
 25 family housing, or military unaccompanied housing”

1 both places it appears and inserting “land acquisi-
2 tion”.

3 (b) REQUIREMENT TO DEPOSIT FUNDS IN FOREIGN
4 CURRENCY FLUCTUATIONS, CONSTRUCTION, DEFENSE
5 ACCOUNT.—Subsection (e) of such section is amended by
6 striking “(1) Except as provided in paragraph (2), the
7 Secretary concerned may deposit funds” and all that fol-
8 lows through “funds deposited under paragraph (2) shall
9 be available” in paragraph (3) and inserting “The Sec-
10 retary concerned shall deposit funds received under sub-
11 section (b) in the appropriation ‘Foreign Currency Fluc-
12 tuations, Construction, Defense’. The funds deposited
13 shall be available”.

14 (c) ELIMINATION OF ANNUAL REPORT REQUIRE-
15 MENT; SUNSET.—Subsection (f) of such section is amend-
16 ed to read as follows:

17 “(f) SUNSET.—The authority to enter into an agree-
18 ment under this section shall expire on September 30,
19 2013.”.

20 (d) CLERICAL AMENDMENT.—The item relating to
21 such section in the table of sections at the beginning of
22 chapter 169 of such title is amended to read as follows:

“2869. Conveyance of property at military installations to limit encroachment.”.

1 **SEC. 2814. TWO-YEAR EXTENSION OF AUTHORITY FOR**
 2 **PILOT PROJECTS FOR ACQUISITION OR CON-**
 3 **STRUCTION OF MILITARY UNACCOMPANIED**
 4 **HOUSING.**

5 Section 2881a of title 10, United States Code, is
 6 amended by striking “2009” and inserting “2011”.

7 **Subtitle B—Energy Security**

8 **SEC. 2821. REPORT ON DEPARTMENT OF DEFENSE EF-**
 9 **FORTS TOWARD INSTALLATION OF SOLAR**
 10 **PANELS AND OTHER RENEWABLE ENERGY**
 11 **PROJECTS ON MILITARY INSTALLATIONS.**

12 (a) **REPORT REQUIRED.**—Not later than 180 days
 13 after the date of the enactment of this Act, the Secretary
 14 of Defense shall submit to the congressional defense com-
 15 mittees a report that describes and assesses current De-
 16 partment of Defense efforts toward the installation of
 17 solar panels and other renewable energy projects on mili-
 18 tary installations and facilities.

19 (b) **ELEMENTS.**—The report required by subsection
 20 (a) shall set forth the following:

21 (1) A description and assessment of the status
 22 of current Department efforts toward the installa-
 23 tion of solar panels and other renewable energy
 24 projects on military installations and facilities.

25 (2) A description of any legislative, administra-
 26 tive, or other impediments to such efforts.

(3) Such recommendations for legislative or administrative action as the Secretary considers appropriate for purposes of—

(A) furthering such efforts; and

(B) achieving the renewable energy goals of the Department by 2025.

(4) Such other matters as the Secretary considers appropriate.

Subtitle C—Land Conveyances

SEC. 2831. LAND CONVEYANCE, NAVAL AIR STATION OCEANA, VIRGINIA.

(a) CONVEYANCE AUTHORIZED.—The Secretary of the Navy may convey to the City of Virginia Beach, Virginia (in this section referred to as the “City”), all right, title, and interest of the United States in and to a parcel of real property, including any improvements thereon, consisting of approximately 2.4 acres at Naval Air Station, Oceana, Virginia, for the purpose of permitting the City to expand services to support the Marine Animal Care Center.

(b) CONSIDERATION.—As consideration for the conveyance under subsection (a), the City shall provide compensation to the Secretary of the Navy in an amount equal to the fair market value of the real property conveyed

1 under such subsection, as determined by appraisals ac-
2 ceptable to the Secretary.

3 (c) DESCRIPTION OF PROPERTY.—The exact acreage
4 and legal description of the real property to be exchanged
5 under this section shall be determined by surveys satisfac-
6 tory to the Secretary.

7 (d) PAYMENT OF COSTS OF CONVEYANCES.—

8 (1) PAYMENT REQUIRED.—The Secretary shall
9 require the City to cover costs to be incurred by the
10 Secretary, or to reimburse the Secretary for costs in-
11 curred by the Secretary, to carry out the conveyance
12 under this section, including survey costs related to
13 the conveyance. If amounts are collected from the
14 City in advance of the Secretary incurring the actual
15 costs, and the amount collected exceeds the costs ac-
16 tually incurred by the Secretary to carry out the
17 conveyance, the Secretary shall refund the excess
18 amount to the City.

19 (2) TREATMENT OF AMOUNTS RECEIVED.—
20 Amounts received under paragraph (1) as reim-
21 bursement for costs incurred by the Secretary to
22 carry out the conveyance under this section shall be
23 credited to the fund or account that was used to
24 cover the costs incurred by the Secretary in carrying
25 out the conveyance. Amounts so credited shall be

1 merged with amounts in such fund or account and
2 shall be available for the same purposes, and subject
3 to the same conditions and limitations, as amounts
4 in such fund or account.

5 (e) ADDITIONAL TERMS AND CONDITIONS.—The
6 Secretary may require such additional terms and condi-
7 tions in connection with the conveyance under this section
8 as the Secretary considers appropriate to protect the inter-
9 ests of the United States.

10 **SEC. 2832. RELEASE OF REVERSIONARY INTEREST.**

11 The United States releases to the State of Arkansas
12 the reversionary interest described in sections 2 and 3 of
13 the Act entitled “An Act authorizing the transfer of part
14 of Camp Joseph T. Robinson to the State of Arkansas”,
15 approved June 30, 1950 (64 Stat. 311, chapter 429), in
16 and to the surface estate of the land constituting Camp
17 Joseph T. Robinson, Arkansas, which is comprised of
18 40.515 acres of land to be acquired by the United States
19 of America and 40.513 acres to be acquired by the City
20 of North Little Rock, Arkansas, and lies in sections 6, 8,
21 and 9 of township 2 North, Range 12 West, Pulaski Coun-
22 ty, Arkansas.

1 **SEC. 2833. LAND CONVEYANCE, ELLSWORTH AIR FORCE**
 2 **BASE, SOUTH DAKOTA.**

3 (a) CHANGE IN RECIPIENT UNDER EXISTING AU-
 4 THORITY.—

5 (1) IN GENERAL.—Section 2863(a) of the Mili-
 6 tary Construction Act for Fiscal Year 1998 (division
 7 B of Public Law 105–85; 111 Stat. 2010), as
 8 amended by section 2865(a) of the Military Con-
 9 struction Act for Fiscal Year 2001 (as enacted into
 10 law by Public Law 106–398; 114 Stat. 1654A–435),
 11 is further amended by striking “West River Founda-
 12 tion for Economic and Community Development,
 13 Sturgis, South Dakota (in this section referred to as
 14 the ‘Foundation’)” and inserting “South Dakota
 15 Ellsworth Development Authority, Pierre, South Da-
 16 kota (in this section referred to as the ‘Authority’)”.

17 (2) TECHNICAL AND CONFORMING AMEND-
 18 MENTS.—Section 2863 of the Military Construction
 19 Act for Fiscal Year 1998 (division B of Public Law
 20 105–85; 111 Stat. 2010), as amended by section
 21 2865(b) of the Military Construction Act for Fiscal
 22 Year 2001 (as enacted into law by Public Law 106–
 23 398; 114 Stat. 1654A–435), is further amended—

24 (A) by striking “Foundation” each place it
 25 appears in subsections (c) and (e) and inserting
 26 “Authority”;

1 (B) in subsection (b)(1)—

2 (i) in subparagraph (B), by striking
3 “137.56 acres” and inserting “120.70
4 acres”; and

5 (ii) by striking subparagraphs (C),
6 (D), and (E).

7 (b) NEW CONVEYANCE AUTHORITY.—

8 (1) CONVEYANCE AUTHORIZED.—The Secretary
9 of the Air Force may convey, without consideration,
10 to the South Dakota Ellsworth Development Author-
11 ity, Pierre, South Dakota (in this subsection re-
12 ferred to as the “Authority”), all right, title, and in-
13 terest of the United States in and to the parcels of
14 real property located at Ellsworth Air Force Base,
15 South Dakota, referred to in paragraph (2).

16 (2) COVERED PROPERTY.—The real property
17 referred to in paragraph (1) is the following:

18 (A) A parcel of real property, together with
19 any improvements thereon, consisting of ap-
20 proximately 2.37 acres and comprising the
21 11000 West Communications Annex.

22 (B) A parcel of real property, together
23 with any improvements thereon, consisting of
24 approximately 6.643 acres and comprising the
25 South Nike Education Annex.

1 (3) CONDITION.—As a condition of the convey-
2 ance under this subsection, the Authority, and any
3 person or entity to which the Authority transfers the
4 property, shall comply in the use of the property
5 with the applicable provisions of the Ellsworth Air
6 Force Base Air Installation Compatible Use Zone
7 Study.

8 (4) REVERSIONARY INTEREST.—If the Sec-
9 retary determines at any time that the real property
10 conveyed under paragraph (1) is not being used in
11 compliance with the applicable provisions of the Ells-
12 worth Air Force Base Air Installation Compatible
13 Use Zone Study, all right, title, and interest in and
14 to such real property, including any improvements
15 and appurtenant easements thereto, shall, at the op-
16 tion of the Secretary, revert to and become the prop-
17 erty of the United States, and the United States
18 shall have the right of immediate entry onto such
19 real property. A determination by the Secretary
20 under this paragraph shall be made on the record
21 after an opportunity for a hearing.

22 (5) DESCRIPTION OF PROPERTY.—The exact
23 acreage and legal description of the real property to
24 be conveyed under this subsection shall be deter-
25 mined by a survey satisfactory to the Secretary.

1 (6) ADDITIONAL TERMS AND CONDITIONS.—

2 The Secretary may require such additional terms
3 and conditions in connection with the conveyance
4 under this subsection as the Secretary considers ap-
5 propriate to protect the interests of the United
6 States.

7 **SEC. 2834. LAND CONVEYANCE, F.E. WARREN AIR FORCE**
8 **BASE, CHEYENNE, WYOMING.**

9 (a) CONVEYANCE AUTHORIZED.—The Secretary of
10 the Air Force may convey to the County of Laramie, Wyo-
11 ming (in this section referred to as the “County”) all
12 right, title, and interest of the United States in and to
13 a parcel of real property, including any improvements
14 thereon and appurtenant easements thereto, consisting of
15 approximately 73 acres along the southeastern boundary
16 of F.E. Warren Air Force Base, Cheyenne, Wyoming, for
17 the purpose of removing the property from the boundaries
18 of the installation and permitting the County to preserve
19 the entire property for healthcare facilities.

20 (b) CONSIDERATION.—

21 (1) IN GENERAL.—As consideration for the con-
22 veyance under subsection (a), the County shall pro-
23 vide the United States consideration, whether by
24 cash payment, in-kind consideration as described
25 under paragraph (2), or a combination thereof, in an

1 amount that is not less than the fair market value
2 of the conveyed real property, as determined by the
3 Secretary.

4 (2) IN-KIND CONSIDERATION.—In-kind consid-
5 eration provided by the County under paragraph (1)
6 may include the acquisition, construction, provision,
7 improvement, maintenance, repair, or restoration
8 (including environmental restoration), or combina-
9 tion thereof, of any facilities or infrastructure relat-
10 ing to the security of F.E. Warren Air Force Base,
11 that the Secretary considers acceptable.

12 (3) RELATION TO OTHER LAWS.—Sections
13 2662 and 2802 of title 10, United States Code, shall
14 not apply to any new facilities or infrastructure re-
15 ceived by the United States as in-kind consideration
16 under paragraph (2).

17 (4) NOTICE TO CONGRESS.—The Secretary
18 shall provide written notification to the congressional
19 defense committees of the types and value of consid-
20 eration provided the United States under paragraph
21 (1).

22 (5) TREATMENT OF CASH CONSIDERATION RE-
23 CEIVED.—Any cash payment received by the United
24 States under paragraph (1) shall be deposited in the
25 special account in the Treasury established under

1 subsection (b) of section 572 of title 40, United
2 States Code, and shall be available in accordance
3 with paragraph (5)(B)(ii) of such subsection.

4 (c) REVERSIONARY INTEREST.—

5 (1) IN GENERAL.—If the Secretary determines
6 at any time that the County is not using the prop-
7 erty conveyed under subsection (a) in accordance
8 with the purpose of the conveyance specified in such
9 subsection, all right, title, and interest in and to the
10 property, including any improvements thereon, shall
11 revert, at the option of the Secretary, to the United
12 States, and the United States shall have the right of
13 immediate entry onto the property. Any determina-
14 tion of the Secretary under this subsection shall be
15 made on the record after an opportunity for a hear-
16 ing.

17 (2) RELEASE OF REVERSIONARY INTEREST.—
18 The Secretary shall release, without consideration,
19 the reversionary interest retained by the United
20 States under paragraph (1) if—

21 (A) F.E. Warren Air Force Base, Chey-
22 enne Wyoming, is no longer being used for De-
23 partment of Defense activities; or

1 (B) the Secretary determines that the re-
2 versionary interest is otherwise unnecessary to
3 protect the interests of the United States.

4 (d) PAYMENT OF COSTS OF CONVEYANCE.—

5 (1) PAYMENT REQUIRED.—The Secretary shall
6 require the County to cover costs to be incurred by
7 the Secretary, or to reimburse the Secretary for
8 costs incurred by the Secretary, to carry out the
9 conveyance under subsection (a) and implement the
10 receipt of in-kind consideration under paragraph (b),
11 including survey costs, appraisal costs, costs related
12 to environmental documentation, and other adminis-
13 trative costs related to the conveyance and receipt of
14 in-kind consideration. If amounts are received from
15 the County in advance of the Secretary incurring the
16 actual costs, and the amount received exceeds the
17 costs actually incurred by the Secretary under this
18 section, the Secretary shall refund the excess
19 amount to the County.

20 (2) TREATMENT OF AMOUNTS RECEIVED.—
21 Amounts received as reimbursements under para-
22 graph (1) shall be credited to the fund or account
23 that was used to cover the costs incurred by the Sec-
24 retary in carrying out the conveyance and imple-
25 menting the receipt of in-kind consideration.

1 Amounts so credited shall be merged with amounts
2 in such fund or account and shall be available for
3 the same purposes, and subject to the same condi-
4 tions and limitations, as amounts in such fund or
5 account.

(e) DESCRIPTION OF REAL PROPERTY.—The exact acreage and legal description of the real property to be conveyed under subsection (a) shall be determined by a survey satisfactory to the Secretary.

(f) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the conveyance under subsection (a) as the Secretary considers appropriate to protect the interests of the United States.

15 SEC. 2835. LAND CONVEYANCE, LACKLAND AIR FORCE
16 BASE, TEXAS.

(a) CONVEYANCE AUTHORIZED.—The Secretary of the Air Force may convey to an eligible entity, all right, title, and interest of the United States to not more than 250 acres of real property and associated easements and improvements on Lackland Air Force Base, Texas, in exchange for real property adjacent to or near the installation for the purpose of relocating and consolidating Air Force tenants located on the former Kelly Air Force Base, Texas, onto the main portion of Lackland Air Force Base.

1 (b) CONDITION OF CONVEYANCE.—The conveyance
2 under subsection (a) shall be subject to the condition that
3 the eligible entity accept the real property in its condition
4 at the time of the conveyance, commonly known as convey-
5 ance “as is” and not subject to the requirements for cov-
6 enants in deed under section 120(h)(3) of the Comprehen-
7 sive Environmental Response, Compensation, and Liabil-
8 ity Act of 1980 (42 U.S.C. 9620(h)(3)).

9 (c) ELIGIBLE ENTITIES.—A conveyance under this
10 section may be made to the City of San Antonio, Texas,
11 or an organization or agency chartered or sponsored by
12 the local or State government.

13 (d) CONSIDERATION.—As consideration for the con-
14 veyance under subsection (a), the eligible entity shall pro-
15 vide the Air Force with real property or real property im-
16 provements, or a combination of both, of equal value, as
17 determined by the Secretary. If the fair market value of
18 the real property or real property improvements, or com-
19 bination thereof, is less than the fair market value of the
20 real property to be conveyed by the Air Force, the eligible
21 entity shall provide cash payment to the Air Force, or pro-
22 vide Lackland Air Force Base with in-kind consideration
23 of an amount equal to the difference in the fair market
24 values. Any cash payment received by the Air Force for
25 the conveyance authorized by subsection (a) shall be de-

1 posited in the special account described in section 2667(e)
2 of title 10, United States Code, and shall be available to
3 the Secretary for the same uses and subject to the same
4 limitations as provided in that section.

5 (e) PAYMENT OF COSTS OF CONVEYANCE.—

6 (1) IN GENERAL.—The Secretary may require
7 the eligible entity to cover costs to be incurred by
8 the Secretary, or to reimburse the Secretary for
9 costs incurred by the Secretary, to carry out the
10 conveyances under this section, including survey
11 costs, costs related to environmental documentation,
12 and other administrative costs related to the convey-
13 ances. If amounts are collected from the eligible en-
14 tity in advance of the Secretary incurring the actual
15 costs, and the amount collected exceeds the costs ac-
16 tually incurred by the Secretary to carry out the
17 conveyance, the Secretary shall refund the excess
18 amount to the eligible entity.

19 (2) TREATMENT OF AMOUNTS RECEIVED.—
20 Amounts received as reimbursement under para-
21 graph (1) shall be credited to the fund or account
22 that was used to cover the costs incurred by the Sec-
23 retary in carrying out the conveyances. Amounts so
24 credited shall be merged with amounts in such fund
25 or account, and shall be available for the same pur-

1 poses, and subject to the same conditions and limita-
2 tions, as amounts in such fund or account.

3 (f) DESCRIPTION OF PROPERTY.—The exact acreage
4 and legal description of the real property to be conveyed
5 under subsection (a) shall be determined by a survey satis-
6 factory to the Secretary.

7 (g) ADDITIONAL TERMS AND CONDITIONS.—The
8 Secretary may require such additional terms and condi-
9 tions in connection with the conveyances under this section
10 as the Secretary considers appropriate to protect the inter-
11 ests of the United States.

12 **SEC. 2836. LAND CONVEYANCE, HAINES TANK FARM,**
13 **HAINES, ALASKA.**

14 (a) CONVEYANCE AUTHORIZED.—The Secretary of
15 the Army may convey to the Chilkoot Indian Association
16 (in this section referred to as the “Association”) all right,
17 title, and interest of the United States in and to a parcel
18 of real property, including improvements thereon, con-
19 sisting of approximately 201 acres located at the former
20 Haines Fuel Terminal (also known as the Haines Tank
21 Farm) in Haines, Alaska, for the purpose of permitting
22 the Association to develop a Deep Sea Port and for other
23 industrial and commercial development purposes. To the
24 extent practicable, the Secretary is encouraged to complete
25 the conveyance by September 30, 2013, but not prior to

1 the date of completion of all obligations referenced in sub-
2 section (e).

3 (b) CONSIDERATION.—As consideration for the con-
4 veyance under subsection (a), the Association shall pay to
5 the Secretary an amount equal to the fair market value
6 of the property, as determined by the Secretary. The de-
7 termination of the Secretary shall be final.

8 (c) REVERSIONARY INTEREST.—If the Secretary de-
9 termines at any time that the real property conveyed
10 under subsection (a) is not being used in accordance with
11 the purpose of the conveyance, all right, title, and interest
12 in and to such real property, including any improvements
13 and appurtenant easements thereto, shall, at the option
14 of the Secretary, revert to and become the property of the
15 United States, and the United States shall have the right
16 of immediate entry onto such real property. A determina-
17 tion by the Secretary under this subsection shall be made
18 on the record after an opportunity for a hearing.

19 (d) PAYMENT OF COSTS OF CONVEYANCES.—

20 (1) PAYMENT REQUIRED.—The Secretary shall
21 require the Association to cover costs to be incurred
22 by the Secretary, or to reimburse the Secretary for
23 costs incurred by the Secretary, to carry out the
24 conveyance under subsection (a), including survey
25 costs, costs related to environmental documentation,

1 and other administrative costs related to the convey-
2 ance. If amounts are collected from the Association
3 in advance of the Secretary incurring the actual
4 costs, and the amount collected exceeds the costs ac-
5 tually incurred by the Secretary to carry out the
6 conveyance, the Secretary shall refund the excess
7 amount to the Association.

8 (2) TREATMENT OF AMOUNTS RECEIVED.—

9 Amounts received as reimbursements under para-
10 graph (1) shall be credited to the fund or account
11 that was used to cover the costs incurred by the Sec-
12 retary in carrying out the conveyance. Amounts so
13 credited shall be merged with amounts in such fund
14 or account and shall be available for the same pur-
15 poses, and subject to the same conditions and limita-
16 tions, as amounts in such fund or account.

17 (e) SAVINGS PROVISION.—The Haines Tank Farm is
18 currently under a remedial investigation (RI) for petro-
19 leum, oil and lubricants contamination. Nothing in this
20 section shall be construed to affect or limit the application
21 of, or any obligation to comply with, any environmental
22 law, including the National Environmental Policy Act (42
23 U.S.C. 4321 et seq.), the Comprehensive Environmental
24 Response, Compensation, and Liability Act of 1980 (42

1 U.S.C. 9601 et seq.) and the Solid Waste Disposal Act
2 (42 U.S.C. 6901 et seq.).

3 (f) DESCRIPTION OF PROPERTY.—The exact acreage
4 and legal description of the real property to be conveyed
5 under this section shall be determined by a survey satis-
6 factory to the Secretary.

7 (g) ADDITIONAL TERM AND CONDITIONS.—The Sec-
8 retary may require such additional terms and conditions
9 in connection with the conveyance under this section as
10 the Secretary considers appropriate to protect the inter-
11 ests of the United States.

12 **SEC. 2837. LAND CONVEYANCES OF CERTAIN PARCELS IN**
13 **THE CAMP CATLIN AND OHANA NUI AREAS,**
14 **PEARL HARBOR, HAWAII.**

15 (a) CONVEYANCES AUTHORIZED.—The Secretary of
16 the Navy (“the Secretary”) may convey to any person or
17 entity leasing or licensing real property located at Camp
18 Catlin and Ohana Nui areas, Hawaii, as of the date of
19 the enactment of this Act (“the lessee”) all right, title,
20 and interest of the United States in and to the portion
21 of such property that is respectively leased or licensed by
22 such person or entity for the purpose of continuing the
23 same functions as are being conducted on the property as
24 of the date of the enactment of this Act.

1 (b) CONSIDERATION.—As consideration for a convey-
 2 ance under subsection (a), the lessee shall provide the
 3 United States, whether by cash payment, in-kind consider-
 4 ation, or a combination thereof, an amount that is not less
 5 than the fair market of the conveyed property, as deter-
 6 mined pursuant to an appraisal acceptable to the Sec-
 7 retary.

8 (c) EXERCISE OF RIGHT TO PURCHASE PROP-
 9 erty.—

10 (1) ACCEPTANCE OF OFFER.—For a period of
 11 180 days beginning on the date the Secretary makes
 12 a written offer to convey the property or any portion
 13 thereof under subsection (a), the lessee shall have
 14 the exclusive right to accept such offer by providing
 15 written notice of acceptance to the Secretary within
 16 the specified 180-day time period. If the Secretary's
 17 offer is not so accepted within the 180-day period,
 18 the offer shall expire.

19 (2) CONVEYANCE DEADLINE.—If a lessee ac-
 20 cepts the offer to convey the property or a portion
 21 thereof in accordance with paragraph (1), the con-
 22 veyance shall take place not later than 2 years after
 23 the date of the lessee's written acceptance, provided
 24 that the conveyance date may be extended for a rea-
 25 sonable period of time by mutual agreement of the

1 parties, evidenced by a written instrument executed
2 by the parties prior to the end of the 2-year period.
3 If the lessee's lease or license term expires before the
4 conveyance is completed, the Secretary may extend
5 the lease or license term up to the date of convey-
6 ance, provided that the lessee shall be required to
7 pay for such extended term at the rate in effect at
8 the time it was declared excess property.

9 (d) PAYMENT OF COSTS OF CONVEYANCES.—

10 (1) PAYMENT REQUIRED.—The Secretary shall
11 require the lessee to cover costs to be incurred by
12 the Secretary, or to reimburse the Secretary for
13 costs incurred by the Secretary, to carry out a con-
14 veyance under subsection (a), including survey costs,
15 related to the conveyance. If amounts are collected
16 from the lessee in advance of the Secretary incurring
17 the actual costs, and the amount collected exceeds
18 the costs actually incurred by the Secretary to carry
19 out the conveyance, the Secretary shall refund the
20 excess amount to the lessee.

21 (2) TREATMENT OF AMOUNTS RECEIVED.—
22 Amounts received under paragraph (1) as reim-
23 bursement for costs incurred by the Secretary to
24 carry out a conveyance under subsection (a) shall be
25 credited to the fund or account that was used to

1 cover the costs incurred by the Secretary in carrying
 2 out the conveyance. Amounts so credited shall be
 3 merged with amounts in such fund or account and
 4 shall be available for the same purposes, and subject
 5 to the same conditions and limitations, as amounts
 6 in such fund or account.

7 (e) DESCRIPTION OF PROPERTY.—The exact acreage
 8 and legal description of any real property to be conveyed
 9 under subsection (a) shall be determined by a survey satis-
 10 factory to the Secretary.

11 (f) ADDITIONAL TERM AND CONDITIONS.—The Sec-
 12 retary may require such additional terms and conditions
 13 in connection with a conveyance under subsection (a) as
 14 the Secretary considers appropriate to protect the inter-
 15 ests of the United States.

16 **Subtitle D—Other Matters**

17 **SEC. 2841. EXPANSION OF FIRST SERGEANTS BARRACKS** 18 **INITIATIVE.**

19 (a) EXPANSION OF INITIATIVE.—Not later than Sep-
 20 tember 30, 2011, the Secretary of the Army shall expand
 21 the First Sergeants Barracks Initiative (FSBI) to include
 22 all Army installations in order to improve the quality of
 23 life and living environments for single soldiers.

24 (b) PROGRESS REPORTS.—Not later than February
 25 15, 2010, and February 15, 2011, the Secretary of the

1 Army shall submit to Congress a report describing the
 2 progress made in expanding the First Sergeants Barracks
 3 Initiative to all Army installations, including whether the
 4 Secretary anticipates meeting the deadline imposed by
 5 subsection (a).

6 **TITLE XXIX—OVERSEAS CONTIN-**
 7 **GENCY OPERATIONS MILI-**
 8 **TARY CONSTRUCTION AU-**
 9 **THORIZATIONS**

10 **SEC. 2901. AUTHORIZED ARMY CONSTRUCTION AND LAND**
 11 **ACQUISITION PROJECTS.**

12 (a) OUTSIDE THE UNITED STATES.—Using amounts
 13 appropriated pursuant to the authorization of appropria-
 14 tions in subsection (b)(1), the Secretary of the Army may
 15 acquire real property and carry out military construction
 16 projects to construct or renovate warrior transition unit
 17 facilities at the installations or locations outside the
 18 United States set forth in the following table:

Army: Outside the United States

Country	Installation or Location	Amount
Various	Various locations	\$854,600,000

19 (b) AUTHORIZATION OF APPROPRIATIONS.—Funds
 20 are hereby authorized to be appropriated for fiscal years
 21 beginning after September 30, 2009, for military con-
 22 struction, land acquisition, and military family housing

1 functions of the Department of the Army in the total
 2 amount of \$930,484,000, as follows:

3 (1) For military construction projects outside
 4 the United States authorized by subsection (a),
 5 \$854,600,000.

6 (2) For architectural and engineering services
 7 and construction design under section 2807 of title
 8 10, United States Code, \$75,884,000.

9 (c) REPORT REQUIRED BEFORE COMMENCING CER-
 10 TAIN PROJECTS.—Funds may not be obligated for the
 11 projects authorized by this section until 14 days after the
 12 date on which the Secretary of Defense submits to the
 13 congressional defense committees a report containing a de-
 14 tailed justification for the projects.

15 **SEC. 2902. AUTHORIZED AIR FORCE CONSTRUCTION AND**
 16 **LAND ACQUISITION PROJECTS.**

17 (a) OUTSIDE THE UNITED STATES.—Using amounts
 18 appropriated pursuant to the authorization of appropria-
 19 tions in subsection (b)(1), the Secretary of the Air Force
 20 may acquire real property and carry out military construc-
 21 tion projects to construct or renovate warrior transition
 22 unit facilities at the installations or locations outside the
 23 United States set forth in the following table:

Air Force: Outside the United States

Country	Installation or Location	Amount
Various	Various locations	\$439,500,000

1 (b) AUTHORIZATION OF APPROPRIATIONS.—Subject
 2 to section 2825 of title 10, United States Code, funds are
 3 hereby authorized to be appropriated for fiscal years be-
 4 ginning after September 30, 2009, for military construc-
 5 tion, land acquisition, and military family housing func-
 6 tions of the Department of the Air Force in the total
 7 amount of \$474,500,000, as follows:

8 (1) For military construction projects outside
 9 the United States authorized by subsection (a),
 10 \$439,500,000.

11 (2) For architectural and engineering services
 12 and construction design under section 2807 of title
 13 10, United States Code, \$35,000,000.

14 (c) REPORT REQUIRED BEFORE COMMENCING CER-
 15 TAIN PROJECTS.—Funds may not be obligated for the
 16 projects authorized by this section until 14 days after the
 17 date on which the Secretary of Defense submits to the
 18 congressional defense committees a report containing a de-
 19 tailed justification for the projects.

Passed the Senate July 23, 2009.

Attest:

Secretary.

111TH CONGRESS
1ST SESSION

S. 1392

AN ACT

To authorize appropriations for fiscal year 2010 for
military construction, and for other purposes.